

Vol. 134] Jammu, Thu., the 8th April, 2021/18th Chai., 1943. [No. 2  
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# PART I-A

## Jammu & Kashmir Government–Orders

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HIGH COURT OF JAMMU AND KASHMIR AT JAMMU  
(Exercising powers of Bar Council under Section 58 of the Advocates  
Act, 1961).

## Notification

No. 599 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Nasir Mehraj S/o Mehraj-ud-Din Malik R/o Shalipora, Sopore, Baramulla vide Notification No. 947 dated 21-08-2017 has been declared as absolute/final.

By order.

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## Notification

No. 600 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Irfan Ahmad Wani S/o Gh. Ahmad Wani R/o Gosh Bugh, Wani Mohalla, Pattan, Baramulla vide Notification No. 833 dated 16-10-2018 has been declared as absolute/final.

By order.

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## Notification

No. 601 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Junaid Khushbash Bhat S/o Wali Mohammed Bhat R/o Dayan Chadoora, Budgam vide Notification No. 95 dated 17-06-2019 has been declared as absolute/final.

By order.

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### Notification

No. 602 Dated 19-12-2020.

By order.

## Notification

By order.

## Notification

By order.

## Notification

By order.

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Jigmeet Wangchok S/o Tashi Tundup R/o Shey Guru (Near Church) , Shey Yognos, Post Office

No. 2] The J&K Official Gazette, the 8th April, 2021/18th Chai., 1943. 13  
Thiksey, Leh A/P H. No. 59, Vikas Lane 3, Talab Tillo, Jammu vide  
Notification No. 689 dated 29-12-2015 has been declared as absolute/  
final.

By order.

Notification

No. 611 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Ms. Tabasum Hamid D/o Abdul Hamid  
Khan R/o Bagar Mohalla, Noorbagh, Sopore, Baramulla vide Notification  
No. 1679 dated 06-03-2018 has been declared as absolute/final.

By order.

Notification

No. 612 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Ms. Afroza Gull D/o Ab. Rehman Mala  
R/o Arabal Pulwama, Mala Mohalla, Rajpora, Pulwama vide Notification  
No. 793 dated 15-10-2018 has been declared as absolute/final.

By order.

Notification

No. 613 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Bhumanyu Jamwal S/o Pardeep  
Kumar Jamwal R/o H. No. 186, VPO Raipur, Bantalab, Jammu vide  
Notification No. 1647 dated 28-03-2019 has been declared as absolute/  
final.

By order.

Notification

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Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Faizan Ahmad Ganie S/o Nazir

[illegible]

By order.

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## Notification

No. 622 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Rajat Goswami S/o Ashok Kumar R/o H. No. 46, Ward No. 3, Krishna Gali, Katra, District Reasi vide Notification No. 73 dated 17-06-2019 has been declared as absolute/final.

By order.

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## Notification

No. 623 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Mr. Ruaani Ahmad Baba S/o Javaid Ahmad Baba R/o 32-Alhuda Colony, Dangerpora, Malabagh, Near Ingenious School, Srinagar vide Notification No. 60 dated 14-06-2019 has been declared as absolute/final.

By order.

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## Notification

No. 624 Dated 19-12-2020.

Provisional admission as an Advocate, granted under the Advocates Act, 1961 in favour of Ms. Rohini Sharma D/o Ved Prakash Sharma R/o H. No. 3, Mathura Vihar, Mandir Morh, Main Road Roop Nagar, Jammu vide Notification No. 72 dated 17-06-2019 has been declared as absolute/final.

By order.

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20 The J&K Official Gazette, the 8th April, 2021/18th Chai., 1943. [ No. 2  
LL.B Degree from the concerned University and verification of his  
character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be  
sought before the date of expiry unless the absolute/final enrollment as  
an Advocate is ordered therebefore.

By order.

Notification

No. 635 Dated 21-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Ms. Sehar Javed D/o Javed Ahmad  
R/o Din Mohalla, Village Sheikhpura, Tehsil and Baramulla A/P Sadrabal  
Naseemabad Hazratbal, Srinagar vide Notification No. 1659 dated  
05-03-2018 for a period of one year has been extended till 31-12-2021  
after condonation of delay and subject to the verification of her  
Certificates/LL.B Degree from the concerned University and verification  
of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be  
sought before the date of expiry unless the absolute/final enrollment as  
an Advocate is ordered therebefore.

By order.

Notification

No. 636 Dated 21-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Aamir Mohi-ud-Din S/o Gh. Mohi-  
ud-Din Rather R/o Panath Tengpora, Quazigund, Anantnag vide  
Notification No. 1173 dated 15-11-2018 for a period of one year has  
been extended till 31-12-2021 after condonation of delay and subject  
to the verification of his Certificates/LL.B Degree from the concerned  
University and verification of his character and antecedents from  
the CID.





No. 2] The J&K Official Gazette, the 8th April, 2021/18th Chai., 1943. 23  
Zargar R/o Rahim Abad Trisa Safapora, Lar Ganderbal vide Notification  
No. 291 dated 16-07-2015 has been declared as absolute/final.

By order.

Notification

No. 645 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Nissar Ahmad Ganie S/o Habib  
Ullah Ganie R/o Kamrazi Pora, Pulwama vide Notification No. 816  
dated 17-12-2013 has been declared as absolute/final.

By order.

Notification

No. 646 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Ishfaq Abdullah Dar S/o Mohd.  
Abdullah Dar R/o Kunan Malwari, Kupwara, Tehsil Trehgam, district  
Kupwara vide Notification No. 94 dated 17-06-2019 has been declared  
as absolute/final.

By order.

Notification

No. 647 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Umer Rashid Dar S/o Abdul Rashid  
Dar R/o Namblabal, Pampore, Pulwama vide Notification No. 160 dated  
18-06-2019 has been declared as absolute/final.

By order.

Notification





No. 2] The J&K Official Gazette, the 8th April, 2021/18th Chai., 1943. 25  
R/o Village Kothey Kathar, Pind Charaka, Tehsil Arnia, District Jammu  
vide Notification No. 539 dated 02-08-2016 has been declared as  
absolute/final.

By order.

Notification

No. 653 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Amir Hassan Bhat S/o Ghulam  
Hassan Bhat R/o W. No. 3, Plan Bandipora, Grata Mohalla, Bandipora  
vide Notification No. 774 dated 16-08-2017 has been declared as  
absolute/final.

By order.

Notification

No. 654 Dated 22-12-2020.

Provisional admission as an Advocate, granted under Advocates  
Act, 1961 in favour of Ms. Anista Nazir Khanday D/o Nazir Ahmad  
Khanday R/o Astanpora Rawalpura, Srinagar vide Notification No. 1634  
dated 28-03-2019 has been declared as absolute/final.

By order.

Notification

No. 655 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Mujeeb-ur-Rehman S/o Ghulam  
Mohd Runyal R/o Billawat Sarodha Maitra, Tehsil and District Ramban  
vide Notification No. 1577 dated 05-03-2018 has been declared as  
absolute/final.

By order.

Notification







No. 2] The J&K Official Gazette, the 8th April, 2021/18th Chai., 1943. 29  
Kumar R/o Kumar Mohalla, Rafiabad, Rohama, Baramulla vide  
Notification No. 53 dated 14-06-2019 has been declared as absolute/  
final.

By order.

Notification

Notification

No. 667 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Jahangeer Muzafar S/o Muzafar  
Ahmad Sheikh R/o Hardu-Shichen, Anantnag vide Notification No. 98  
dated 17-06-2019 has been declared as absolute/final.

By order.

Notification

Notification

No. 668 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the  
Advocates Act, 1961 in favour of Mr. Waseem Shamas S/o Shamas-ud-  
Din Dar R/o Banday Mohalla, Tehsil Handwara, District Kupwara vide  
Notification No. 161 dated 18-06-2019 has been declared as absolute/  
final.

By order.

Notification

Notification

No. 669 Dated 22-12-2020.

Provisional admission as an Advocate, granted under the Advocates  
Act, 1961 in favour of Ms. Arifa Majeed D/o Ab. Majeed Lone R/o Gazi  
Chowk, Singapora, Kalan, Baramulla vide Notification No. 1638 dated  
28-03-2019 has been declared as absolute/final.

By order.

Notification











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## JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Thu., the 8th April, 2021/18th Chai., 1943. [No. 2

Separate paging is given to this part in order that it may be filed as a  
separate compilation

### PART I—B

#### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,

CIVIL SECRETARIAT HOME DEPARTMENT.

Subject : Award of Jammu and Kashmir Police Medal for Meritorious  
Service to Police Officers/Officials on the occasion of the Republic  
Day, 2021.

Government Order No. 15-Home of 2021

Dated 25-01-2021.

Sanction is hereby accorded to the award of Jammu and Kashmir Police  
Medal for Meritorious Service to the following officers/officials of the Police  
Department on the occasion of the Republic Day, 2021 :

S.No.	Name of the officer	Rank	PID No.
1	Rashmi Ranjan Swain, RR-91	ADGP	IPS922244

1                  2    3                  4

2.	Satish Khandare, IPS, RR-95	ADGP	IPS955704
3.	Harmeet Singh Mehta	SSP	JKPS013475
4.	Rajni Sharma	SP	EXJ956551
5.	Ghulam Shah Rubbani	SI	EXK841710
6.	Mushtaq Ahmad	SI	ARP845470

(Sd.) SHALEEN KABRA, LAS,

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Reference :ô Administrative Council Decision No. 11/2/2021 dated 22-01-2021.

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Dated 25-01-2021.

In reference to the Administrative Council Decision No. 11/2/2021 dated 22-01-2021 and in supersession of all previous orders/guidelines, sanction is hereby accorded to the adoption of J&K PWD Engineering Manual, 2020 with immediate effect in UT of J&K forming annexure to this Government Order. The Manual shall serve as an up-to-date standard reference book for design, estimation, tendering, preparation of Detailed Project Reports (DPRs), maintenance of roads, quality control checks

No. 2] The J&K Official Gazette, 8th April, 202/18th Chai., 1943. 17  
etc. including that of role and responsibility of each level of engineering  
human resource in the department.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
PW (R&B) Department.

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GOVERNMENT OF JAMMU AND KASHMIR,  
CIVIL SECRETARIATô REVENUE DEPARTMENT.

Notification No. 45-Rev (LAJ) of 2019

Dated 27-05-2019.

Whereas, the land specifications whereof are given in Annexure-"A" to  
this notification is required for construction of Malti to Godnoo road  
under PMGSY situated in Village Sadhota, Tehsil Panchari and District  
Udhampur ;

Whereas, on the basis of an indent placed by Executive Engineer,  
PMGSY, Division Udhampur, a notification under section 4 (1) was issued  
by Collector, Land Acquisition, Railway (ACR), Udhampur vide No. ACRU/  
SQ/4344-52 dated 31-01-2019 for land measuring 93 Kanals 05 Marlas  
situated in Village Sadhota, Tehsil Panchari and District Udhampur for  
construction of Malti to Godnoo road under PMGSY ;

Whereas, the Collector, Land Acquisition (ACR), Udhampur vide  
No. ACRU/SQ/3435 dated 27-09-2019 has reported that the notification  
issued under section 4 (1) of the J&K State Land Acquisition Act by  
him was served upon the interested persons for filing objections, if any,  
to the proposed acquisition, but no objection was received from the land  
owners/interested persons within the prescribed period as required under  
sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (ACR), Udhampur, vide letter referred to above duly endorsed by District Collector, Land Acquisition (DC), Udhampur vide No. DCU/SQ/3526-28 dated 01-10-2019, Divisional Commissioner, Jammu vide No. 502/3740/PMGSY/Sadhota/Udhampur/19/2630 dated 29-10-2019 and Financial Commissioner, Revenue, J&K Jammu vide No. FC-LS/LA-5151/2020 dated 06-03-2020 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz. for construction of Malti to Godnoo road under PMGSY situated in Village Sadhota, Tehsil Panchari and District Udhampur.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 93 Kanals 05 Marlas situated in Village Sadhota, Tehsil Panchari and District Udhampur for construction of Malti to Godnoo road under PMGSY. Further, the Collector, Land Acquisition (ACR), Udhampur is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person (s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) DR. PAWAN KOTWAL, IAS,

Principal Secretary to Government,  
Revenue Department.

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## Specification of the land

District	Tehsil	Village	Kh. Nos.	Area	Kind of soil
1	2	3	4	5	6
				K. M.	
Udhampur	Panchari	Sadhota	282 min	01-12	B.Q.

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1 2 3 4 5 6  
oo

		K. M.	
281	min	00-02	B. Q.
297	min	00-12	GM
296	min	01-18	B. Changi
295	min	03-10	Hail
319	min	01-13	W. Mandi
318	min	00-03	GM
246	min	00-14	W. Changi
320	min	02-05	GM
349	min	02-12	GM
350	min	04-00	GM
362	min	00-14	GM
180	min	01-11	GM
182	min	00-16	W. Mandi
181	min	01-00	W. Mandi
182	min	00-02	W. Mandi
183	min	00-04	GM
160	min	00-08	W. Mandi
157	min	11-09	GM
195	min	11-19	GM
189	min	00-07	GM
11	min	04-07	GM
24	min	00-07	GM
51	min	02-15	W. Mandi
52	min	01-12	W. Changi

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1	2	3	4	5	6
oo					

		K. M.	
54	min	01-05	Hail
59	min	00-19	GM
		ô ô ô	
Total		93-05	
		ô ô ô	

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GOVERNMENT OF JAMMU AND KASHMIR,  
CIVIL SECRETARIATô REVENUE DEPARTMENT.

Notification No. 54-Rev (LAJ) of 2020

Dated 27-05-2020.

Whereas, the land, specifications whereof are given in Annexure-"A" to this notification is required for construction of Ind-Miswah road under PMGSY, situated at Village Ind, Tehsil Gool, District Ramban ;

Whereas, on the basis of an indent placed by Executive Engineer, PMGSY, Ramban, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Ramban, vide letter No. ACR/PMGSY/14/73-82 dated 21-05-2014 for land measuring 94 Kanals and 18 Marlas situated in Village Ind, Tehsil Gool, District Ramban for construction of Ind-Miswah road under PMGSY ;

Whereas, the Collector, Land Acquisition (SDM), Gool vide No. SDM/G/PMGSY/248-51 dated 12-10-2018 and SDM/G/PMGSY/310-14 dated 17-11-2018 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM), Gool vide letter referred to above duly endorsed by District Collector, Land



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 persons/rightful claimants, in accordance with the relevant laws/rules in force,  
 while making the award.

(Sd.) DR. PAWAN KOTWAL, IAS,  
 Principal Secretary to Government,  
 Revenue Department.

Annexure-A

Particulars of the land

District	Tehsil	Village	Kh. Nos.	Area
1	2	3	4	5
				K. M.
Ramban	Gool	Ind	341	00-09
			338	00-08
			337	00-11
			336	01-16
			335	00-06
			328	00-15
			329	01-18
			323	03-16
			255	00-04
			260	00-15
			259	01-00
			257	01-10
			193	01-14
			200	02-02
			191	00-17



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1	2	3	4	5
oo				K. M.
			202	02-04
			600	02-19
			601	00-10
			602	00-04
			603	01-10
			598	00-05
			604	00-01
			890	00-06
			620	00-05
			888	00-14
			889	01-02
			892	02-10
			886	02-00
			885	07-08
			891	00-03
			587	01-05
			586	02-07
			584	00-11
			583	01-10
			580	01-18
			581	03-01
			578	00-07
			576	00-09
			575	01-09
			573	00-14
			932	00-05
			893	00-06

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1                      2                      3                      4                      5  
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	K. M.
895	00-10
928	03-10
905	00-10
929	03-14
1027	02-05
1029	00-11
1030	01-13
925	01-16
1032	00-16
923	04-02
860	00-03
1039	00-05
1038	01-01
1043	02-19
1046	00-17
818	00-08
1052	02-02
1053	00-15
811	01-06
1055	01-04
1054	00-04
804	00-12
802	01-02
803	00-16
797	00-03
796	01-16
794	00-18
791	01-09

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1                      2                      3                      4                      5

[illegible]

K. M.

788 02-02

781 01-05

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Total 94-18

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GOVERNMENT OF JAMMU AND KASHMIR,  
CIVIL SECRETARIAT& REVENUE DEPARTMENT.

Notification No. 55-Rev (LAJ) of 2020

Dated 27-05-2020.

Whereas, the land, specifications whereof are given in Annexure-"A" to this notification is required for construction of Gool-Dheedha road under PMGSY, situated at Village Gool, Tehsil Gool, District Ramban ;

Whereas, on the basis of an indent placed by Executive Engineer, PMGSY, Ramban, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Ramban, vide letter No. ACR/PMGSY/987-96 dated 22-11-2012 for land measuring 96 Kanals and 16 Marlas situated in Village Gool, Tehsil Gool, District Ramban for construction of Gool-Dheedha road under PMGSY :

Whereas, the Collector, Land Acquisition (SDM), Gool vide No. SDM/ G/PMGSY/300-304 dated 17-11-2018 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM), Gool vide letter referred to above duly endorsed by District Collector, Land Acquisition (DC), Ramban vide No. DC/LA/Rbn/350-51 dated 03-10-2019,

26 The J&K Official Gazette, 8th April, 202/18th Chai., 1943. [No. 2  
Divisional Commissioner, Jammu vide No. 502/3758/PMGSY/Gool/Rbn/  
19/2656 dated 30-10-2019 and Financial Commissioner, Revenue, J&K Jammu  
vide No. FC-LS/LA-5121/2020 dated 11-03-2020 has been examined and it  
has been found that the land owners did not file any objection to the proposed  
acquisition ;

Whereas, the Government is satisfied that the land particulars whereof  
are given above is required for public purpose viz. for construction of Gool-  
Dheedha road under PMGSY, situated at Village Gool, Tehsil Gool, District  
Ramban.

Now, therefore, in pursuance of section 6 of the J&K State Land  
Acquisition Act, Samvat 1990, it is declared that the land measuring 96 Kanals  
and 16 Marlas situated in Village Gool, Tehsil Gool, District Ramban for  
construction of Gool-Dheedha road under PMGSY. Further, the Collector,  
Land Acquisition (SDM), Gool is directed under section 7 of the said Act to  
take orders for acquisition of the said land after giving prescribed notice to the  
interested person (s) as required under the Land Acquisition Act/Rules.

Further, in pursuance of section 17 of the Land Acquisition Act, Samvat  
1990, it is also ordered that on expiry of fifteen days from the publication of  
the notification under section 9 (2) of the said Act, the Collector will take  
possession of the aforementioned land in Village Gool, Tehsil Gool, District  
Ramban, required for public purposes, subject to fulfillment of the conditions  
prescribed under section 9 (2) and section 17-A of the Land Acquisition Act  
and Rule 63 of the Land Acquisition Rules.

However, the Collector, concerned shall be personally responsible for  
identification and proper title verification of all types of land involved in the  
case for making apportionment of compensation amongst all the interested  
persons/rightful claimants, in accordance with the relevant laws/rules in force,  
while making the award.

(Sd.) DR. PAWAN KOTWAL, IAS,

Principal Secretary to Government,  
Revenue Department.

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30        The J&K Official Gazette, 8th April, 202/18th Chai., 1943. [No. 2  
said Act to take orders for acquisition of the said land after giving prescribed  
notice to the interested person (s) as required under the Land Acquisition  
Act/Rules.

However, the Collector, concerned shall be personally responsible for  
identification and proper title verification of all types of land involved in the  
case for making apportionment of compensation amongst all the interested  
persons/rightful claimants, in accordance with the relevant laws/rules in force,  
while making the award.

(Sd.) DR. PAWAN KOTWAL, IAS,

Principal Secretary to Government,  
Revenue Department.





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THE

## JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Thu., the 8th April, 2021/18th Chai., 1943. [ No. 2  
Separate paging is given to this part in order that it may be filed as a  
separate compilation.

PART II—A

### Orders by Heads of Departments.

CHARGE REPORTS

Subject :ô Handing over and taking over the charge of Chief Executive  
Officer, Jammu Smart City Limited.

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In compliance to the Government Order No. 245-JK(GAD) of 2021  
dated 16-03-2021 and No. 246-JK(GAD) of 2021 dated 16-03-2021 issued  
by the General Administration Department, J&K Government, Jammu, we  
the undersigned have handed over and taken over the charge of the post of  
Chief Executive Officer, Jammu Smart City Limited today on 18-03-2021  
afternoon.

(Sd.) SUSHMA CHAUHAN, IAS,

Chief Executive Officer,  
Jammu Smart City Limited.

Relieved Officer.

(Sd.) AVNY LAVASA, IAS,

Chief Executive Officer,  
Jammu Smart City Limited.

Relieving Officer.

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4 The J&K Official Gazette, 8th April, 2021/18th Chai., 1943. [No. 2  
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Certified that we have in the afternoon of this day respectively made over and received charge of the Office of Chief Medical Officer, Health and Family Welfare, Doda along with cash balance lying in Account No. CD-509 of Jammu and Kashmir Bank, Branch Ex-Doda as on 31-11-2020 A. N. of Rs. 95/- (Rupees Ninety-five) only last entry made in the cash book as well as drawal register.

The closing balance as on 30-11-2020 A. N. as per cash book and a per bank statement is Rs. 95/- (Rupees Ninety-five) only.

Memo of the balance for which responsibility is accepted by the Officer Receiving Charge.

Permanent Advance : Rs. 95/- (Rupees Ninety-five) only.

Station : Doda.

Dated : 01-12-2020.

(Sd.) .....

Chief Medical Officer,  
Health and Family Welfare, Doda.

Relieved Officer.

(Sd.) .....

Chief Medical Officer,  
Health and Family Welfare, Doda.

Relieving Officer.



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## PART II—B

### Notifications, Notices and Orders by the Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR (UT),  
OFFICE OF THE MAYOR, MUNICIPAL CORPORATION,  
JAMMU.

Notification

Jammu, dated the 13th February, 2021.

Subject :ô Notification for the elected members of Executive Committee  
of Jammu Municipal Corporation.

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- Whereas, in terms Amendment of Section 40(1) (a) of the Municipal Corporation Act, 2000 issued by the Ministry of Home Affairs, Govt. of India vide Order No. S. O. 3808(E) dated 26-10-2020, òThe General Functions Committeeö substitute òExecutive Committeeö read with Regulation 48 of the Procedure and Conduct of Business of Committees under the Jammu and Kashmir Municipal Corporation (Procedure and Conduct of Business) Regulations, 2005 (Amendment) Act, 2018, notification for election of Members of the

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Executive Committee was issued vide No. 1601-1680/Secy/2020/C dated 05-02-2021 by means of open ballot (as amended).

- Whereas, scrutiny of the nomination papers received in response to above notification revealed that Six (06) nominations were received for the election of Members of Executive Committee.
- Now, there is no contesting candidate against the proposed candidates Sh. Akshay Sharma, Smt. Sunita Gupta, Sh. Dinesh Gupta and S. Sucha Singh due to withdrawal of nominations by Smt. Anu Bali and Miss Bhanu Mahajan for the Election of Members of Executive Committee.
- Therefore, in exercise of the powers conferred under Regulation 48 of the Procedure and Conduct of Business of Committees under the Jammu and Kashmir Municipal Corporation (Procedure and Conduct of Business) Regulations, 2005, I, Chander Mohan Gupta, Mayor, Municipal Corporation, Jammu hereby declare members mentioned in the enclosed list as duly elected Members of the Executive Committee unopposed mentioned therein.

(Sd.) CHANDER MOHAN GUPTA,

Mayor,  
Municipal Corporation, Jammu.

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Annexure to Notification

Dated 13-02-2021.

## Executive Committee

S. No.	Elected Members of Executive Committee	Ward No.
1.	Sh. Akshay Sharma	08
2.	Smt. Sunita Gupta	37
3.	Sh. Dinesh Gupta	18
4.	S. Sucha Singh	31

(Sd.) CHANDER MOHAN GUPTA,

Mayor,  
Municipal Corporation, Jammu.

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JAMMU AND KASHMIR PUBLIC SERVICE COMMISSION,  
RESHAM GHAR COLONY, BAKSHI NAGAR, JAMMU 180001.

Subject : Filling up of the Post of Curator in the Directorate of Archives,  
Archaeology and Museum in Culture Department.

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Notice

Dated 08-03-2021.

Whereas, the J&K Public Service Commission, vide Notification No. 13-PSC (DR) of 2017 dated 27-11-2017 invited online applications on the prescribed format from the permanent residents of Jammu and Kashmir UT possessing the prescribed qualification for 01 post of Curator, under OM Category, in the Directorate of Archives, Archaeology and Museum in Culture Department ; and

Whereas, in response, the Commission received 33 application forms in the said discipline ; and

Whereas, the written test of the candidates who has applied for the post was conducted on 13-10-2019 and the result of the written test was declared on 23-10-2019 vide Notification No. PSC/Exam/2019/72 dated 23-10-2019 wherein five (05) candidates were declared to have qualified for oral test/viva-voce ; and

Whereas, further scrutiny of documents of the two candidates revealed that they do not have the requisite qualification accordingly, the candidature of these two candidates was rejected vide Notice dated 27-01-2021.

Now, therefore, Shri Asif Shafiq (1130009) (OM Category) and Shri Amir Ali (1130027) (ST Category) who fall next in merit, are advised to submit the hardcopy of the application form along with all requisite documents, in the office of J&K PSC, Bakshi Nagar, Jammu/Solima, Srinagar within seven (07) days from the date of issuance of this Notice, failing which their candidature shall be rejected without further notice.

(Sd.) .....

Secretary,  
J&K Public Service Commission.

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GOVERNMENT OF JAMMU AND KASHMIR UNION  
TERRITORY, DEPARTMENT OF URBAN LOCAL BODIES,  
KASHMIR, SRINAGAR,  
OFFICE OF THE EXECUTIVE OFFICER, MUNICIPAL  
COMMITTEE, BEERWAH.

Notification

In exercise of powers conferred under section 22 of Jammu and Kashmir Municipal Act, 2000 and Para No. 6 of the Jammu and Kashmir Business Rules of Municipal Committee Bye-laws, 2005. The Presiding Authority hereby decided Shri Khursheed Ahmad Banday S/o Ghulam Mustafa Banday R/o Beerwah is elected as President of Municipal Committee, Beerwah (through drawing of lots under clause 15 of Business Rule, 2005) in presence of the observer/SDM, Beerwah nominated by District Election Officer/Deputy Commissioner, Budgam vide No. DEO/Bud/2021/3961-65 dated 13-02-2021.

(Sd.) .....

Executive Officer,  
Municipal Committee,  
Beerwah.

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GOVERNMENT OF JAMMU AND KASHMIR, UNION  
TERRITORY, DEPARTMENT OF URBAN LOCAL BODIES,  
KASHMIR, SRINAGAR,  
OFFICE OF THE EXECUTIVE OFFICER, MUNICIPAL  
COMMITTEE, BEERWAH.

Notification

In exercise of powers conferred under section 22 of Jammu and Kashmir Municipal Act, 2000 and Para No. 6 of the Jammu and Kashmir Business Rules of Municipal Committee Bye-laws, 2005. The Presiding Authority hereby decided Shri Mir Rifat Tanveer S/o Gh. Mohi-ud-Din Mir R/o Beerwah is elected as Vice-President of Municipal Committee, Beerwah (through drawing of lots under clause 15 of Business Rule, 2005) in presence of the observer/SDM, Beerwah nominated by District Election Officer/Deputy Commissioner, Budgam vide No. DEO/Bud/2021/3961-65 dated 13-02-2021.

(Sd.) .....

Executive Officer,  
Municipal Committee,  
Beerwah.

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OFFICE OF THE ADDITIONAL DEPUTY COMMISSIONER,  
AWANTIPORA  
(COLLECTOR, LAND ACQUISITION, AWANTIPORA).

Preliminary Notification under Section 11(1)

Notification No. 03 of 2021

Dated 19-01-2021.

\* Subject :ô Preliminary Notification under Section 11(1) of ôRight to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013ö for acquisition of land measuring 12½ marlas falling under survey Nos. 1629 (10 Marlas) and 1630 min (2½ Marla) at Estate Shala-Tokna, Tehsil Awantipora, District Pulwama for public purpose, namely construction of Tube Well/Pump-cum-Operator Quarter WSS, Baghwanpora.

Reference :ô District Collector Pulwama, communication vide No. DCP/LA/2020/1188-89 dated 08-12-2020.

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Whereas, it appears to the Collector that a total area of 12½ Marlas of land is required in Village Shala-Tokna, Tehsil Awantipora, District Pulwama

for public purpose, namely construction of Tube-Well/Pump-cum-Operator Quarter WSS, Baghwanpora at Estate Shala-Tokna, Tehsil Awantipora. Social Impact Assessment Study was carried out by SIA Unit and a report submitted/preliminary investigation was conducted by a team constituted by District Collector as laid down under rule 4. The summary of the Social Impact Assessment Report/preliminary investigation is as follows (Copy enclosed) :

1. Yes the proposed acquisition of land serves the public purpose because there is no other water supply scheme which can be used by the general public and the proposed scheme is exclusively for the public purpose.
2. Yes the extent of land proposed for acquisition is absolute bare-minimum needed for the project.
3. That no other alternate and feasible land was available which could have been considered.
4. Yes there is no unutilized land which has been previously acquired in the area.
5. That there is no acquired land remained unutilized.

The said team strongly recommended the acquisition of land in question measuring 12½ Marlas identified as per the Indent placed for construction of Tube-Well/Pump-cum-Operator Quarter WSS, Baghwanpora, Village Shala-Tokna, Tehsil Awantipora.

No commercial/residential/agricultural structure is coming under the alignment as such no family is likely to be displaced due to land acquisition.

Therefore, it is notified that for the above said project in the Village Shala-Tokna, Tehsil Awantipora, District Pulwama, a piece of land measuring 12½ Marlas of standard measurement, whose detail description is as following is under acquisition :

S. No.	Survey No.	Type of Title	Type of Land	Area under Acquisition in Acres	Name and address of a person interested	Boundaries			
						N	S	E	W
1	2	3	4	5	6	7			
1.	1629	Proprietary	Abi-Wari	10 Marlas	Ab. Gani Sheikh S/o Mohd Afzal Sheikh R/o Shala-Tokna				



1	2	3	4	5	6	7
2.	1630 min	Proprietary	Abi-Wari	2½ Marlas	Ab. Gani Sheikh S/o Mohd Afzal Sheikh R/o Shala-Tokna	

Total Land 12½ Marlas

Trees		Structures	
Variety	Number	Type	Plinth area
Variety	Nil	Nil	Nil

The notification is made under the provisions of Section 11(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act No. 30/2013), to all whom it may concern.

A plan of the land may be inspected in the office of Collector, Land Acquisition/Additional Deputy Commissioner, Awantipora on any working day during the working hours.

The Government is pleased to authorize Tehsildar/Revenue staff, Indenting Department, their consultant and their staff to enter upon and survey land, take levels of any land, dig or bore into the sub-soil and do all other acts required for the proper execution of their work as provided and specified in section 12 of the said Act.

Under section 11(4) of the Act, no person shall make any transaction or cause any transaction of land i. e. sale/purchase etc. or create any encumbrances on such land from the date of publication of such notification without prior approval of the Collector.

Objections to the acquisition, if any, may be filed by the person interested within 60 (sixty days) from the date of publication of this notification as provided under section 15 of the Act before Collector, Land Acquisition, Awantipora.

(Sd.) ZAFFAR HUSSON SHAWL, KAS,

Additional Deputy Commissioner,  
Collector, Land Acquisition,  
Awantipora.

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OFFICE OF THE TEHSILDAR, AWANTIPORA.

The Collector, Land Acquisition,  
Addl. Deputy Commissioner,  
Awantipora.

No. 636637/OQ/7A

Dated 04-11-2020.

Subject :ô Acquisition of land measuring 12.5 Marlas situated at village Shala Tokna, Tehsil Awantipora, required for the purpose of construction of Tube Well/Pump-cum-Operator Quarter WSS, Bhagwanpora.

Reference :ô i. Your office No. ADC/AWP/LA/20-21/63-72 dated 16-09-2020.

ii. ADC/Awp/LA/20-21/158-62 dated 23-10-2020.

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Sir,

Regarding the subject and references captioned kindly find enclosed herewith the enquiry report of the Committee constituted by the Deputy Commissioner, Pulwama vide No. DCP/LA/2020/610-30 dated 25-08-2020 for favour of information and further necessary action.

(Sd.) .....

Tehsildar, Awantipora.

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Enquiry Report of Committee

Subject :ô Constitution of Committee for conducting of social impact assessment made under sub-section (1st) of rule 4 of the ôThe Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement 2013ö, for land measuring 12.5 Marlas at Village Shala Tokna for construction of Tube-Well/Pump-cum-Operator Quarter WSS, Bhagwanpora.

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In view of the orders issued by the District Collector, Pulwama vide No. DCP/LA/2020/610-30 dated 25-08-2020. The Committee Members visited the spot on 3-10-2020 to conduct the preliminary enquiry regarding

the subject cited above.

S. No.	Points raised	Reply to the Points
1.	That the proposed acquisition of land serves public purpose	Yes the proposed acquisition of land serves the public purpose, because there is no other water supply scheme which can be used by the general public and the proposed scheme is exclusively for the public purpose.
2.	That the extent of land proposed for acquisition is absolute bare-minimum needed for the project	Yes the extent of the land proposed for the acquisition is absolute bare-minimum needed for the project.
3.	That the acquisition of land at an alternate place has been considered and found not feasible	That no other alternate and feasible land was available which could have been considered.
4.	That there is no unutilized land which has been previously acquired in the area	Yes that there is no unutilized land which has been previously acquired in the area.
5.	That the land, if any, acquired earlier and remained unutilized may be used for such public purpose	That there is no acquired land remained unutilized.

The committee unanimously recommends that the scheme serves/will serves the public purpose, hence be considered for the compensation under rules and be made functional at an earliest.

(Sd.).....

Tehsildar,  
Awantipora.

OFFICE OF THE ADDITIONAL DEPUTY COMMISSIONER-CUM-  
COLLECTOR, LAND ACQUISITION, UDHAMPUR.

Subject :ô Notification under section 4(1) of Land Acquisition Act No. X of  
1990.

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CORRIGENDUM

In exercise of the powers conferred upon me under section 4 of sub-section (1) of the Land Acquisition Act, 1990 B. K. I, J. L. Sharma, Collector, Land Acquisition-cum-Additional Deputy Commissioner (400 KV TLD (PDC) (Addl. Dy. Commissioner), Udhampur, do hereby notify that the land particulars of which are given below is likely to be needed for public purposes namely for installation of Tower No. 121 in Village Mansar, Tehsil and District Udhampur and notification under section 4(1) of the Land Acquisition Act issued by Collector, Land Acquisition (BHEP) vide No. LCA/BHEP/PDC/160 dated 17-09-2004 for land measuring 01 kanal 02 Marlas is hereby withdrawn as per revised indent of the Indenting Department.

Objections, if any, to the acquisition of the said land will be received by undersigned within 15 days from the date of publication of this notification in official Gazette.

Specification of land

Name of District	Name of Tehsil	Name of Village	Khasra No.	Area
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				K. M.
Udhampur	Udhampur	Mansar	103 min	01ô16
				ô ô ô ô ô
			Total	01ô16
				ô ô ô ô ô

(Sd.) .....

Collector, Land Acquisition  
(Addl. Deputy Commissioner),  
Udhampur.

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CUSTODIAN, EVACUEE PROPERTY DEPARTMENT, KASHMIR.

Notification

Dated 09-03-2021.

In pursuance of sub-section (1) of section 6 and section 9-A of the Jammu and Kashmir State Evacuees (Administration of Property) Act, 2006, the Custodian is pleased to notify for general information the list of property specified in the schedule.

Schedule

S. No.	Description	Locality
1	2	3
1.	Land measuring 5 Kanals 5½ Marlas out of Khewat No. 6 Survey Nos. 169, 419, 478/101, 214, 673 and 317 belonging to Ghulam Nabi Dar S/o Mst. Fazli.	Rakh Hajin, Tehsil Hajin, District Bandipora

(Sd.) .....

Custodian,

Evacuee Property Department, Kashmir.

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ZONAL HEADQUARTERS, CRIME BRANCH, JAMMU.

Subject :ô Investigation in Case FIR No. 53/2016 under sections 420, 467, 468, 471, 120-B RPC P/S, Crime Branch, Jammu.

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A written complaint lodged by Ch. Chirag Din and Ch. Allaud Din sons of Illam Din residents of Gujjar Colony, By-Pass, Jammu against Sher Ali and Ashiq Ali sons of Umar Din and officers/officials of Revenue Department, Udhampur *inter alia* alleging therein that the complainants are the owners and co-sharers of land falling under Khasra No. 519, 520, 521, 531, 532, 538, 539 and 551 measuring 41 Kanals and 19 Marals situated at Village Mansar, Tehsil Udhampur. Land falling under Khasra No. 103 Khata No. 148/125K and Khewat No. 33/34 which was transferred to the JKPDC for construction of Tower No. 121 of 400KV and an amount of Rs. 1,62,000/- was released in favour of the beneficiaries Fateh Ali S/o Umer Din R/o Mansar, Tehsil and District Udhampur and Abdul Gani S/o Mir Ali R/o Mansar, Tehsil and District Udhampur as per the report of revenue officials that Chirag Din and Allaud Din sons of Illam Din name exits in the column of ownership but not in the column Kasht/ Physical possession of the land in question. Being aggrieved that their name also exits in the column of ownership, compensation was also provided to them.

In this connection, Collector, Land Acquisition (Addl. Deputy Commissioner), Udhampur issued notification under section 4(1) of Land Acquisition Act No. X of 1990 and referred the same to Government Press, Jammu for publication in Government Gazette. Photostat copy of notification is enclosed for reference.

As such, kindly provide the newspapers in which the said notification published to this office at an earliest to proceed further in the investigation.

(Sd.) .....

Sr. Superintendent of Police,  
Crime Branch, Jammu.

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Notice

We, Puvinder Gupta and Deepali Gupta R/o Vasant Vihar, Talab Tillo, Jammu are applying for the change of Surname of our daughter from Amayra Gupta to Amayra Mahajan who is studying in Presentation Convent Sr. Sec. School, Gandhi Nagar, Jammu in Class UKG, A. Objection, if any, may be conveyed to Jammu Municipal Corporation, Jammu or concerned school within seven days from the publication of this notice.

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Notice

We, Puvinder Gupta and Deepali Gupta R/o Vasant Vihar, Talab Tillo, Jammu are applying for the change of Surname of our daughter from Akshita Gupta to Akshita Mahajan who is studying in Presentation Convent Sr. Sec. School, Gandhi Nagar, Jammu in Class 8th, A. Objection, if any, may be conveyed to Jammu Municipal Corporation, Jammu or concerned school within seven days from the publication of this notice.

It is certified that I have complied with other legal requirements in this connection.

Puvinder Gupta and Deepali Gupta  
R/o Vasant Vihar, Talab Tillo, Jammu.

Notice

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices will remain solely, responsible for the legal consequences and also for any other misrepresentation etc.

By Order.

General Manager,  
Ranbir Govt. Press, Jammu.



सत्यमेव जयते

THE

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### ADVERTISEMENTS—C

#### GOVERNMENT OF JAMMU AND KASHMIR, J&K SPORTS COUNCIL.

Subject : Supply of Sports Equipments/Kits etc.

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#### Extension Notice

Due to requests received from various quarters in respect of NIT No. 02 of 2021 dated 15-03-2021 for extension of last date for Supply of Sports Equipments/Kits etc. for Small Khelo India Centres at District level, is published by this office, the bidding period of above NIT is hereby extended till 26th of March, 2021.

- |                                   |                              |
|-----------------------------------|------------------------------|
| 1. Last date of submission of Bid | 26-03-2021 up to 1600 hours. |
| 2. Date of opening of Bid         | 27-03-2021 up to 1400 hours. |

(Sd.) .....

Administrative Officer.

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## رجسٹرڈ نمبر جے کے۔ 33



सत्यमेव जयते

# جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 134۔ جموں۔ مورخہ 08 اپریل 2021ء بمطابق 18 چیترا 1943۔ ویروار۔ نمبر 02

## اشتہارات

از عدالت پرنسپل سیشن جج راجوری

سرکار بنام محمد ریاض وغیرہ

مثل نمبر 10/چالان تاریخ دائرہ 11-02-2021

فیصلہ رواں

علت نمبر 157 سال 2021ء تھانہ پولیس کنڈی

بجرائم زیر دفعات IPC 343,366,376,109,382

## وارنٹ گشتی عام بخلاف ملزمان :

- (1) زرینہ کوثر زوجہ علی اصغر شاہ ساکنہ ترگائیں تحصیل بدھل
- (2) علی اصغر شاہ ولد ایوب شاہ ساکنہ ترگائیں تحصیل بدھل۔
- (3) روبی زوجہ محمد الیاس ساکنہ ڈوگانی تحصیل نوشہرہ ضلع راجوری

## حکم بنام اہلکاران پولیس

مقدمہ مندرجہ عنوان اُلصدر میں آپ کو تحریر کیا جاتا ہے کہ ملزمان کو عرصہ سے طلب کی جا رہا ہے لیکن ملزمان حاضر عدالت نہ آرہے ہیں۔ اس نسبت تعمیل کنندہ کا بیان بھی قلمبند کیا گیا ہے، تعمیل کنندہ کا بیان یہ ہے کہ ملزمان کو علاقہ ہذا میں کافی تلاش کیا گیا ہے، اب تک وہ دستیاب نہ ہوا ہے ملاحظہ مثل و بیان تعمیل کنندہ سے پایا گیا ہے کہ ملزمان کی تعمیل بطریق معمولی جلدی ہونی مشکل ہے۔

لہذا ملزمان کے خلاف وارنٹ گشتی عام جاری کیا جاتا ہے اور اہلکاران پولیس ملک ہندوستان کو حکم دیا جاتا ہے کہ وہ ملزمان کو اندر حد و ملک ہندوستان جہاں کہیں بھی دستیاب ہو، گرفتار کر کے روبرو عدالت میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزمان زیر کار رہیں گے۔

آج مورخہ 11 فروری 2021 کو دستخط و مہر عدالت ہذا سے جاری ہوا ہے

دستخط : سیشن جج راجوری۔

## از عدالت پیش جج ٹاڈا / پوٹا سرینگر

سرکار بنام ارشد احمد خان وغیرہ

علت نمبر 199 سال 2020 تھانہ پولیس گاندربل

بجرائم زیر دفعات 13,18,20,23,39 ULA (P) Act

7/25 D. A. Act

وارنٹ عام زیر دفعہ 512 ض ف / 299 IPC

بخلاف ملزم : فیاض احمد خان ولد عبد اداود خان ساکنہ وائل وڈرگوٹلی باغ

گاندربل (حال پاکستان)

بنام اہلکاران پولیس جموں و کشمیر یوٹی

مقدمہ مندرجہ عنوان اُلصدر میں ملزم مسمی فیاض احمد خان ولد عبد اداود خان ساکنہ گوٹلی باغ کی سردست دستیابی ممکن نہ ہے، چونکہ ملزم متذکرہ کے خلاف وارنٹ ہا عدالت ہذا سے اجراء ہوئے۔ تا حال ملزم مذکور کا کوئی اتہ پتہ نہ چلا۔ اس نسبت تعمیل کنندہ کا بیان قلمبند کیا گیا جس میں اس نے اظہار کیا کہ ملزم کی دستیابی سردست ممکن نہ ہے۔

لہذا عدالت کو اطمینان ہوا کہ ملزم جان بوجھ کر روپوش ہو رہا ہے۔ اس لئے تمام اہلکاران پولیس جموں و کشمیر کو بذریعہ وارنٹ عام مطلع کیا جاتا ہے کہ ملزم کی دستیابی جب بھی جس جگہ بھی ممکن ہو سکے تو اس صورت میں ملزم مذکور کو گرفتار کر کے عدالت ہذا میں پیش کریں۔ وارنٹ عام تا دستیابی ملزم رواں ہے۔ تحریر اُلصدر 10-03-2021

دستخط : سپیشل جج ٹاڈا / پوٹا سرینگر۔

## از عدالت فارسٹ کورٹ جموں

سرکار بنام مایارام وغیرہ

علت نمبر 45 سال 2009 تھانہ پولیس چھٹی ہمت

بجرائم زیر دفعات RPC 454,380,201,411,413

وارنٹ گشتی زیر دفعہ 512 ض ف

حکم بنام اہلکاران پولیس جموں و کشمیر یوٹی بخلاف ملزمان صدر

معاملہ مندرجہ عنوان اُصدر میں ملزمان کو بارہا بذریعہ وارنٹ گرفتاری بلا ضمانتی طلب کیا گیا ہے۔ الا ملزمان کی دستیابی نہ ہوئی ہے اور وارنٹ ہذا پر تعمیل آئی ہے کہ ملزمان (1) ہری پرساد ولد موہن لعل ساکنہ ورنسی جہانگیر چمپا چھتیس گڑھ (2) بہاری لعل ولد بنجے سنگھ ساکنہ سرافاں بازار میرٹھ یو پی (3) شام کمار ولد موہن لعل ساکنہ جہانگیر چمپا چھتیس گڑھ گھر سے فرار ہیں اور روپوش ہو گئے ہیں جس سے ملزمان کی دستیابی بطریق آسانی مشکل ہے۔

لہذا ملزمان کے خلاف کارروائی زیر دفعہ 512 ض ف بعمل لائی جا کر اہلکاران پولیس جموں و کشمیر یوٹی کو حکم و اختیار دیا جاتا ہے کہ ملزمان متذکرہ بالا جہاں کہیں بھی اندر حدود جموں و کشمیر دستیاب ہوں تو انہیں فوراً گرفتار کر کے عدالت ہذا میں پیش کریں۔ تحریر 29-01-2020

دستخط: فسٹ ایڈیشنل منصف (فاریسٹ)

جوڈیشل مجسٹریٹ درجہ اول جموں۔



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separate compilation.

### **Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOUSING AND URBAN  
DEVELOPMENT DEPARTMENT

## Notification

Jammu, the 5th March, 2020.

SO-84.6 In exercise of the powers conferred by section 4 of the Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970) and in supersession of all previous notifications issued on the subject, the Government hereby direct that the Katra Development Authority constituted

2 The J&K Govt. Gazette, 5th March, 2020/15th Phal., 1941. [No. 49-d  
vide notification SRO-579 dated 12-09-1986, shall consist of the following  
members ; namely :

- |  |                      |
|--|----------------------|
| 1. Chief Secretary.  | Chairperson          |
| 2. Financial Commissioner,<br>Finance Department.  | Member               |
| 3. Principal Secretary to the Government,<br>Housing and Urban Development Department.           | Member               |
| 4. Principal Secretary to the Government,<br>Revenue Department.                                 | Member               |
| 5. Principal Secretary to the Government,<br>Planning, Development and Monitoring<br>Department. | Member               |
| 6. Divisional Commissioner, Jammu  | Member               |
| 7. Secretary to the Government,<br>Tourism Department.   | Member               |
| 8. Additional CEO, SMVDSB.   | Member               |
| 9. District Development Commissioner,<br>Reasi.  | Member               |
| 10. Chief Town Planner, Jammu.   | Member               |
| 11. Chief Executive Officer,<br>Katra Development Authority.                                     | Member-<br>Secretary |
| 12. President,<br>Municipal Comittee, Katra.   | Member               |

The term of the office of the aforesaid members shall be two years.

By order of the Lieutenant Governor.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to Government,  
Housing and Urban Development Department.

EXTRAORDINARY

REGD. NO. JK 33



**THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 132] Jammu, Thu., the 5th March, 2020/15th Phal., 1941. [No. 49-e

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separate compilation.

**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOUSING AND URBAN  
DEVELOPMENT DEPARTMENT

Notification

Jammu, the 5th March, 2020.

SO-85.ô In exercise of the powers conferred by section 4 of the  
Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970) and  
in supersession of all previous notifications issued on the subject, the

2 The J&K Govt. Gazette, 5th March, 2020/15th Phal., 1941. [No. 49-e  
 Government hereby direct that the Srinagar Development Authority  
 constituted vide notification SRO-43 dated 02-02-1971, shall consist of  
 the following members ; namely :ô

- |   |                      |
|---|----------------------|
| 1. Principal Secretary to the Government,<br>Housing and Urban Development Department.            | Chairperson          |
| 2. Principal Secretary to the Government,<br>Revenue Department.                                  | Member               |
| 3. Principal Secretary to the Government,<br>Planning, Development and Monitoring<br>Department.  | Member               |
| 4. Commissioner/Secretary to the Government,<br>Department of Forest, Ecology and<br>Environment. | Member               |
| 5. Divisional Commissioner, Kashmir.  | Member               |
| 6. Deputy Commissioner, Srinagar.   | Member               |
| 7. Vice Chairman,<br>Srinagar Development Authority.  | Member-<br>Secretary |
| 8. Commissioner,<br>Srinagar Municipal Corporation.   | Member               |
| 9. Representative of the Finance Department not<br>below the rank of Additional Secretary.        | Member               |
| 10. Chief Architect, J&K.   | Member               |
| 11. Chief Engineer, R&B, Kashmir.   | Member               |
| 12. Chief Town Planner, Kashmir.  | Member               |

The term of the office of the aforesaid members shall be two years.

By order of the Lieutenant Governor.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to Government,  
 Housing and Urban Development Department.





THE  
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separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOUSING AND URBAN  
DEVELOPMENT DEPARTMENT

Notification

Jammu, the 5th March, 2020.

SO-86.ô In exercise of the powers conferred by section 4 of the  
Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970) and  
in supersession of all previous notifications issued on the subject, the

2 The J&K Govt. Gazette, 5th March, 2020/15th Phal., 1941. [No. 49-f  
 Government hereby direct that the Jammu Development Authority  
 constituted vide Notification SRO-44 dated 02-02-1971, shall consist of  
 the following members ; namely :ô

- |  |                      |
|--|----------------------|
| 1. Principal Secretary to the Government,<br>Housing and Urban Development Department            | Chairperson          |
| 2. Principal Secretary to the Government,<br>Revenue Department                                  | Member               |
| 3. Principal Secretary to the Government,<br>Planning, Development and Monitoring<br>Department  | Member               |
| 4. Commissioner/Secretary to the Government,<br>Department of Forest, Ecology and<br>Environment | Member               |
| 5. Divisional Commissioner, Jammu  | Member               |
| 6. Deputy Commissioner, Jammu  | Member               |
| 7. Vice Chairman,<br>Jammu Development Authority   | Member-<br>Secretary |
| 8. Commissioner,<br>Jammu Municipal Corporation  | Member               |
| 9. Representative of the Finance Department not<br>below the rank of Additional Secretary        | Member               |
| 10. Chief Architect, J&K   | Member               |
| 11. Chief Engineer, R&B, Jammu   | Member               |
| 12. Chief Town Planner, Jammu  | Member               |

The term of the office of the aforesaid members shall be two years.

By order of the Lieutenant Governor.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to Government,  
Housing and Urban Development Department.



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THE

## JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 132] Jammu, Thu., the 5th March, 2020/15th Phal., 1941. [No. 49-g

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### PART I-B

#### Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOUSING AND URBAN  
DEVELOPMENT DEPARTMENT

Notification

Jammu, the 5th March, 2020.

SO-87.ô In exercise of the powers conferred by section 4 of the Jammu and Kashmir Development Act, 1970 (Act No. XIX of 1970) and in supersession of all previous notifications issued on the subject, the Government hereby direct that the Lakes and Waterways Development

2 The Jack Govt. Gazette, 5th March, 2020/15th April, 1941. [No. 49]

- |  |                      |
|--|----------------------|
| 1. Principal Secretary to the Government,<br>Housing and Urban Development Department            | Chairperson          |
| 2. Principal Secretary to the Government,<br>Revenue Department                                  | Member               |
| 3. Principal Secretary to the Government,<br>Planning, Development and Monitoring<br>Department  | Member               |
| 4. Commissioner/Secretary to the Government,<br>Department of Forest, Ecology and<br>Environment | Member               |
| 5. Divisional Commissioner, Kashmir  | Member               |
| 6. Secretary to the Government,<br>Tourism Department  | Member               |
| 7. Deputy Commissioner, Srinagar   | Member               |
| 8. Vice Chairman,<br>Lakes and Waterways Development Authority                                   | Member-<br>Secretary |
| 9. Commissioner,<br>Srinagar Municipal Corporation   | Member               |
| 10. Representative of the Finance Department<br>not below the rank of Additional Secretary       | Member               |
| 11. Chief Engineer, UEED, J&K  | Member               |
| 12. Chief Town Planner, Kashmir  | Member               |

The term of the office of the aforesaid members shall be two years.

By order of the Lieutenant Governor.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to Government,  
Housing and Urban Development Department.

EXTRAORDINARY

REGD. NO. JK633



THE

## JAMMU AND KASHMIR OFFICIAL GAZETTE

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### PART I-B

#### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 7th of April, 2020.

SO-119.& Whereas, on 10-10-2019, two persons namely, 1. Chandi Khatana S/o Mohammad Ismail Khatana and 2. Wajid Ali Khatana S/o Abdul Gani Khatana, residents of Jandidhara, Rajouri, were apprehended by the police in case FIR No. 59/2019, P/S, Kangan ;

2. Whereas, on the basis of disclosure made by above named two accused persons, the police recovered 02 AK 47 rifles, 4 magazines, 120 rounds of AK series and 4 live Chinese hand grenades from the Naranag Forests ; and





EXTRAORDINARY

REGD. NO. JK633



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separate compilation.

### PART I-B

#### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 7th of April, 2020.

SO-123.& Whereas, on 02-10-2019, Police Station, Kishtwar received reliable information that (1) Manzoor Ahmad Ganie @ Qari S/o Mushtaq Ahmad Ganie R/o Bun Astan, Kishtwar, (2) Noor Mohammad Malik S/o Abdul Rzak Malik R/o Fagsoo and (3) Farooq Ahmad Butt S/o Gh. Mohammad Butt R/o Pochhal, Kishtwar were associated with banned organization Hizbul Mujahideen (HM) and were providing logistic support to the militants ; and

1. Whereas, these persons were managing meetings with an active militants for carrying out militancy activities in their area. The accused



2 The J&K Official Gazette, 7th April, 2020/18th Chai., 1942. [No. 1-f  
were also providing information with regard to movement of the security  
forces to the militants for carrying out attacks with intention to harm the  
integrity of the country ; and

2. Whereas, a case FIR No. 232/2019 under sections 13, 18, 19, 38,  
39 ULA (P) Act, 1967, came to be registered in Police Station, Kishtwar  
and investigation was taken up ; and

3. Whereas, during personal search of accused mobile phone along  
with SIM cards were seized from them. The accused were arrested, site  
plan, seizure memo were prepared and the statement of witnesses were  
recorded under sections 161 and 164 Cr. P. C. ; and

4. Whereas, the accused militants namely Osama Bin Javaid S/o  
Javaid Wani R/o Sounder, Dachan and Haroon Abass S/o Gh. Abass R/o  
Gath, Doda were eliminated during the encounters and were dropped from  
the case ; and

5. Whereas, based on evidence collected, statement of witnesses  
recorded and other material placed on record, the below mentioned accused  
were found involved in the commission of offence under relevant sections  
of ULA (P) Act, 1967 as shown against each :

S. No.	Name of the accused	Offence under sections
1.	Manzoor Ahmad Ganie @ Qari S/o Mushtaq Ahmad Ganie R/o Bun Astan, Kishtwar	
2.	Noor Mohammad Malik S/o Abdul Rzak Malik R/o Fagsoo	13, 18, 19, 39 ULA(P) Act
3.	Farooq Ahmad Butt S/o Gh. Mohammad Butt R/o Pochhal, Kishtwar	

6. Whereas, the Authority appointed by the Government under  
sub-section (2) of section 45 of Unlawful Activities (Prevention) Act, 1967,  
has independently examined the Case Diary File and all other relevant  
documents relating to the case and has come to the conclusion that *prima  
facie* case is made out against the accused ; and

No. 1-f] The J&K Official Gazette, 7th April, 2020/18th Chai., 1942. 3  
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7. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused at para 5 for the commission of offences as indicated against each, in case FIR No. 232/2019 of Police Station, Kishtwar.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

REGD. NO. JK633



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separate compilation.

**PART I-B**

### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

## Notification

Jammu, the 22nd of April, 2020.

S. O.-131.ô Whereas, on 14-10-2016, Police Station, Hajin received a written information that two persons namely Zahoor Ahmad Parray S/o Gh. Mohammad and Mohammad Iqbal Wani S/o Ali Mohammad Rs/o Hajin travelling on the motorcycle were intercepted at Police naka ; and

2. Whereas, during their personal search, 02 Chinese hand grenades, 02 AK 47 Magazines and 60 live Rounds of AK 47 were recovered from

2 The J&K Official Gazette, 22nd April, 2020/2nd Vol., 1942. [No. 3-f  
the possession of the above two accused and during preliminary disclosed  
that they were working as OGWs for the terrorists active in the area ; and

3. Whereas, a Case FIR No. 18/2019 u/s 18 Unlawful Activities  
(Prevention) Act, 1967, came to be registered in Police Station, Hajin and  
investigation was taken up ; and

4. Whereas, during the course of investigation site plan of place of  
occurrence and seizure memo of the recovered ammunition was prepared.  
Statement of witnesses acquainted with the facts and circumstances of the  
case were recorded under section 161 and 164-A Cr. P. C. ; and

5. Whereas, during the further course of investigation it was revealed  
that both the accused persons were working as OGWs for the militants  
active in Hajin area and were transporting arms/ammunition for these  
militants for terrorist activities in the area ; and

6. Whereas, on the basis of investigation, the investigating officer  
has established *prima facie* case against the accused namely Zahoor Ahmad  
Parray S/o Gh. Mohammad and Mohammad Iqbal Wani S/o Ali Mohammad  
R/o Hajin for commission of offence punishable under section 18 of Unlawful  
Activities (Prevention) Act, 1967 ; and

7. Whereas, the Authority appointed by the Government under sub-  
section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967  
has independently examined the case diary file and all the other relevant  
documents relating to the case and has come to the conclusion that  
*prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant  
documents and also taking into consideration the views of the Authority  
appointed under sub-section (2) of section 45 of the Unlawful Activities  
(Prevention) Act, 1967, the Government is of the view that there is sufficient  
material and evidence available against the above-mentioned accused for  
their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2)  
of section 45 of the Unlawful Activities (Prevention) Act, 1967, the  
Government hereby accords sanction for launching prosecution against the

No. 3-f] The J&K Official Gazette, 22nd April, 2020/2nd Vai., 1942. 3  
above-mentioned accused for the commission of offence under section 18  
of Unlawful Activities (Prevention) Act, 1967 in the case FIR No. 18/2019  
of Police Station, Hajin.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

REGD. NO. JK633



Vol. 133] Jammu, Thu., the 23rd April, 2020/3rd Vai., 1942. [No. 4-a

[illegible]

**Laws, Regulations and Rules passed thereunder.**

## Notification

SO-132. In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Lieutenant Governor is pleased to make the following rules, namely :

**1. Short title and commencement.** (1) These rules may be called the Jammu and Kashmir Medical Education (Appointment of Visiting Faculty) Rules, 2020.

(2) They shall come into force from the date of their publication in the Government Gazette.

**2. Objective.** Rules to enhance the comprehensiveness and quality of teaching of both Undergraduate and Postgraduate students in pre-clinical, para-clinical and clinical departments by appointment of additional faculty called "Visiting Faculty" on part-time basis.

- (a) "Appointing Authority" means the authority competent to make appointments in respect of posts under relevant Recruitment Rules ;
- (b) "Post" means the post under the Government against which appointment is to be made under these rules ;
- (c) "Selection Committee" means the committee constituted under rule 7 of these rules ; and
- (d) "Words and expressions" used in these rules but not defined shall have the same meaning as assigned to them in the Jammu and Kashmir Civil Services (Classifications, Control and Appeal) Rules, 1956.

**5. Appointment under these rules.** (1) Notwithstanding anything to the contrary contained in any rule or order for the time being in force relating to the method of recruitment and conditions of service for recruitment under the Government, the appointing authority may appoint additional faculty members on part-time basis, who would be known as Visiting Faculty, against the available vacancies of Professors and Associate Professors in various departments. The Visiting Faculty shall be eligible for appointment for a period of two years in the first instance, which shall be extendable for another one year as per the requirements (subject to good performance and conduct) or till the available vacancy is filled-up under rules, whichever is earlier. After expiry of the term, the existing vacancy, if any, may be re-advertised. Student feedback shall be

No. 4-a] The J&K Official Gazette, 23rd April, 2020/3rd Vol., 1942. 3  
 taken into account in making recommendations for extension/re-engagement  
 of the Visiting Faculty:

Provided that the engagement of a person as Visiting Faculty shall  
 by itself stand terminated on the attainment of 70 years of age by the  
 appointee :

Provided further that the Visiting Faculty shall not exceed 50% of  
 the sanctioned posts of Professors and Associate Professors in any discipline.

(2) The appointee under these rules shall have to execute an  
 agreement with the Government on the prescribed Form appended to  
 these rules.

**6. Eligibility.** Eligibility for appointment to the posts of Professors  
 and Associate Professors shall be as under :

S. No.	Category	Maximum age at the time of application	Minimum qualification	Teaching experience
1.	Professor	67 years	As per relevant recruitment rules	As per relevant recruitment rules
2.	Associate Professor	67 years	As per relevant recruitment rules	As per relevant recruitment rules

**7. Selection Committee.** The selection of candidates for the  
 posts of Visiting Faculty shall be made by a Selection Committee comprising  
 of :

1. Administrative Secretary, Health and Medical Education Department. Chairman
2. Principal of the concerned Government Medical College. Member
3. Administrator, Associated Hospitals, Srinagar (in respect of Government Medical Colleges of Kashmir Division/Administrator, Associated Hospitals, Jammu (in respect of Government



4 The J&K Official Gazette, 23rd April, 2020/3rd Vol., 1942. [No. 4-a  
Medical Colleges of Jammu Division).

4. Expert in the concerned discipline to be nominated by the Government. Member

**Mode of Selection.** The Principal of the concerned Government Medical College after obtaining approval of the Administrative Department shall invite applications for engagement of Visiting Faculty through advertisements in electronic and print media. After assessing the merit of the candidates in a fair and transparent manner, the Selection Committee shall prepare a list which shall not exceed the number of vacancies so advertised.

**9. Scope of Work.** The Visiting Faculty will be assigned teaching responsibilities by the Medical College concerned. The Visiting Faculty Members shall conduct teaching classes for a maximum of ten days in a month (days in the month shall be decided by the Principal concerned and day would mean a working day from 10:00 a. m. to 5:00 p. m.), which shall comprise of theory classes, group discussions, practicals, community based sessions or clinical/bed-side teaching sessions, etc. The Visiting Faculty shall not be involved in the Administrative work of the Department and shall not replace the roles and responsibilities of the full-time faculty in the Department.

**10. Honorarium.** Professors engaged as Visiting Faculty shall be entitled to an honorarium of Rs. 10,000/- per day. Associate Professors engaged as Visiting Faculty shall be entitled to an honorarium of Rs. 8,000/- per day.

**11. Conditions of Service.** (1) In the matter of discipline and conduct, the Visiting Faculty shall be governed by the rules, regulations and orders in vogue in the Civil Services of Union Territory of J&K on the subject.

(2) The Head of the Institution may terminate the services of Visiting Faculty in the event of unsatisfactory work and/or misconduct.

By order of the Lieutenant Governor.

(Sd.) ATAL DULLOO, IAS,

Financial Commissioner,  
Health and Medical Education Department.

EXTRAORDINARY

REGD. NO. JK 33



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THE

## JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 4th June, 2020/14th Jyai., 1942. [No. 10-a

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### PART III

**Laws, Regulations and Rules passed thereunder.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô GENERAL ADMINISTRATION  
DEPARTMENT

### Notification

Jammu, the 4th of June, 2020.

S.O. 184.ô In exercise of the powers conferred by proviso to Article 309 of the Constitution of India read with section 15 of the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2020, the Government hereby makes the following rules, namely :ô

### CHAPTER I

**1. Short title, extent and commencement.**—(1) These rules may be called the Jammu and Kashmir Appointment to Class-IV (Special Recruitment) Rules, 2020.

(2) These rules shall come into force on the date of their publication in the Official Gazette and shall cease to exist on the date to be notified by the Government.

**2. Definitions.** (1) In these rules, unless the context otherwise requires,

- (a) "Act" means the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010 ;
- (b) "Administrative Department" means Department of the Government in the Secretariat dealing with administrative matters of the department with respect to which reference to vacancy is made to Selection Agency ;
- (c) "Board" means the Service Selection Board constituted under the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Rules, 2010 ;
- (d) "Government" means Government of Jammu and Kashmir.

(2) All the words and expressions used in these rules not expressly provided shall have the same meanings as is assigned to them in the Jammu and Kashmir Civil Services Regulations, the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010 and rules framed thereunder.

**3. Application of Rules.** These rules shall apply to all Class-IV posts borne on the establishment of any department or service of the Government or any Government Company, Organisation, and Body specifically owned or controlled by the Government and, for which the Accelerated Recruitment process is to be adopted as may be notified by the Government from time to time.

## CHAPTER II

**4. Procedure for Reference of Vacancies.** (1) All Administrative Departments shall frame an indent of vacancies of Class-IV posts, by

way whatever nomenclature called, as they exist, on a cut off date to be notified by General Administration Department, under direct recruitment quota in different cadres. The Administrative Department shall thereafter forward a consolidated indent to the General Administration Department.

(3) The General Administration Department shall, based on the indent forwarded by the Administrative Departments, prepare a consolidated vacancy of Class-IV (category-wise) and refer it to the Service Selection Board.

**5. Procedure for Selection.** (1) The Board shall advertise all UT Cadre, Divisional Cadre and District Cadre posts referred under rule 4 by way of a single Advertisement Notice.

Provided that a relaxation of five years in the upper age limit shall be provided to the candidates who claim the benefit of additional weightage as casual workers as defined hereinafter :

(3) The Board shall make selection to the UT Cadre, Divisional Cadre and District Cadre posts on the basis of a written test and no oral

The J&K Govt. Gazette, 4th June, 2020/14th Jyai., 1942. [No. 10-a  
test shall be conducted, as already notified under SRO-404 dated  
15th September, 2018. The criteria for selection shall be as follows :

## UT CADRE

S. No.	Criteria	Marks
1.	Written Test	85
2.	Candidates whose family member neither is nor has been in Government service, including in PSUs/Boards/Autonomous Bodies, etc. substantially owned and controlled by the Government.	05
3.	Widows, divorced women, judicially separated women and orphan girls (certificate to be issued by Tehsildar)	05
4.	Casual worker engaged for five years or more (For this purpose, proof in terms of wages for a minimum of five years will be required, and the certificate to this effect shall be countersigned by District or Divisional Head of the Office where the candidate has worked)	05
<b>Total</b>		<b>100 Marks</b>

**DIVISIONAL CADRE**

S. No.	Criteria	Marks
1	2	3
1.	Written Test	80
2.	Candidate of the Home Division (to be determined as per Domicile Certificate)	05
3.	Candidates whose family member neither is nor has been in Government service, including in PSUs/Boards/Autonomous Bodies, etc. substantially owned and controlled by the Government.	05

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4. Widows, divorced women, judicially separated women and orphan girls (certificate to be issued by Tehsildar) 05
5. Casual worker engaged for five years or more (For this purpose, proof in terms of wages for a minimum of five years will be required, and the certificate to this effect shall be countersigned by District or Divisional Head of the Office where the candidate has worked) 05

**Total 100 Marks**  
oooooooo

**DISTRICT CADRE**

S. No.	Criterion	Marks
1.	Written Test	75
2.	Candidate of the Home District (to be determined as per Domicile Certificate)	10
3.	Candidates whose family member neither is nor has been in Government service, including in PSUs/Boards/Autonomous Bodies, etc. substantially owned and controlled by the Government.	05
4.	Widows, divorced women, judicially separated women and orphan girls (certificate to be issued by Tehsildar)	05
5.	Casual worker engaged for five years or more (For this purpose, proof in terms of wages for a minimum of five years will be required, and the certificate to this effect shall be countersigned by District or Divisional Head of the Office where the candidate has worked)	05
<b>Total</b>		<b>100 Marks</b>

*Explanation :* For the purposes of sub-rule (3),

- (i) Familyø means brother, sister and parents of the candidate only and no one else ; and

(ii) Casual worker will consist of persons who are working as Daily Rated Workers, or engaged through a Hospital Development Fund and Local Fund or are Ad hoc/ Contractual/ Consolidated workers.

(5) Candidates will be required to indicate their order of preference for allotment against all UT, Divisional and District cadre vacancies at the time of application :

## CHAPTER III

(1) The Board shall shortlist candidates in the ratio of up to 1:4 of the advertised vacancies on the basis of aggregate marks obtained by the candidate on the basis of criteria prescribed under rule 5.

Provided that a candidate shall be selected against one post only in the cadre allotted to the candidate on the principle of merit-cum-preference.

(3) For allocation of departments, the Board shall recommend Department wise Select List in each cadre (UT/Divisional/District) to the General Administration Department, based on an allocation procedure to be prescribed by the Government.

(5) The General Administration Department shall, thereafter, forward the select list, category wise and cadre-wise, to the concerned Administrative Departments equivalent to the number of vacancies requisitioned by each department.

**7. Wait list.** (1) The Board shall draw a separate wait list for each combined cadre (UT/Divisional/District cadres) equal to the number of selected candidates in each cadre which shall remain in force for a period of one year. The Government, for the reasons to be recorded, may extend the validity of the waiting list for another six months.

(3) In case any vacancy remains unfilled due to non-joining, the Administrative Department shall immediately and not later than three months inform the General Administration Department.

(4) The General Administration Department shall consolidate the vacancies that accrue due to non-joining and forward the same to the Service Selection Board, which shall forward a list of candidates next in merit in the General Administration Department after following the procedure as adopted at the time of framing the Select List.



#### CHAPTER IV

**8. Conditions of Service.**ô Rules 8, 9, 10, 11 and 12 of the Jammu and Kashmir Special Recruitment Rules, 2015 shall mutatis mutandis apply to the appointment made under these rules.

**9. Use of these Rules for specialized posts.**ô The procedure prescribed in these rules, with modifications, may be made applicable to such other posts, having specialised functions/qualifications, as may be notified by the Government from time to time.

**10. Overriding effect of the Rules.**ô Notwithstanding anything contained in any other rule, notification or statutory order, these rules shall be in supersession of all rules/notifications/statutory orders issued on the subject.

**11. Interpretation.**ô If any question arises relating to the interpretation of these rules, the matter shall be referred to the Government in the General Administration Department whose decision thereon shall be final.

**By Order of the Lieutenant Governor.**

(Sd.) DR. FAROOQ AHMAD LONE, IAS,

**Secretary to the Government.**

EXTRAORDINARY

REGD. NO. JK633



THE

## JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Wed., the 22nd April, 2020/2nd Vai., 1942. [ No. 3-e

Separate paging is given to this part in order that it may be filed as a  
separate compilation.

### PART I-B

#### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

#### Notification

Jammu, the 22nd of April, 2020.

S. O.-130. Whereas, on 04-12-2009 Police Station, Bandipora received an information that Hurriyat Chairman, Syed Ali Shah Geelani and Bashir Ahmad Bhat @ Saifullah with other associates came out from Jamia Masjid (Jeeded), Bandipora and instigated/provoked public at Town Gulshan Chowk by raising anti national slogans ; and

2. Whereas, these Hurriyat activists organized an unruly mob at Gulshan Chowk, Bandipora and incited the people against the sovereignty

2 The J&K Official Gazette, 22nd April, 2020/2nd Vol., 1942. [No. 3-e  
and integrity of India and escaped from the spot while taking advantage of  
huge gathering of people ; and

3. Whereas, a Case FIR No. 245/2009 u/s 13 Unlawful Activities  
(Prevention) Act, 1967, came to be registered in Police Station, Bandipora  
and investigation was taken up ; and

4. Whereas, during the course of investigation site plan of place  
of occurrence was prepared, statement of witnesses acquainted with  
the facts and circumstances of the case were recorded under relevant  
provisions of law, besides statement of material witnesses were also  
recorded u/s 164-A Cr. P. C. ; and

5. Whereas, on the basis of investigation, statement of material  
witnesses recorded and other evidence collected, the investigating officer  
has established *prima facie* case against the below mentioned accused  
persons for commission of offence punishable under section 13 of Unlawful  
Activities (Prevention) Act, 1967 :ô

S. No.	Name of accused	Offence
1	Syed Ali Shah Geelani (Chairman)	13 ULA (P) Act
2	Bashir Ahmad Bhat @ Saifullah	
3	Assadullah Parray S/o Ab. Gani R/o Hajin, Sonawari	
4	Mehraj-ud-Din Nanda S/o Gh. Qadir R/o Hajin, Sonawari	
5	Gh. Hassan Shah S/o Ab. Ahad R/o Hajin, Sonawari	
6	Ab. Hamid Parray S/o Gh. Nabi Parray R/o Hajin, Sonawari	
7	Ab. Majeed Gojari S/o Gh. Mohd R/o Vijpary, Hajin	
8	Gulzar Ahmad Khan S/o Raja Mohd Khan R/o Satri Sumar, Bandipora	

No. 3-e] The J&K Official Gazette, 22nd April, 2020/2nd Vol., 1942. 3  
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7. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused for the commission of offences punishable under section 13 ULA (P) Act in case FIR No. 245/2009 of Police Station, Bandipora.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

REGD. NO. JK633



# THE

**JAMMU AND KASHMIR OFFICIAL GAZETTE**

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**PART I-B**

### **Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

## Notification

Jammu, the 28th April, 2020.

S. O.-142.ô Whereas, on 25-11-2010, Police Station, Rajpora received a reliable information about the presence of terrorists in Pachhar near Fruit Mandi. On this information a joint cordon by Pulwama Police and security forces was laid down ; and

2. Whereas, during cordon, security forces noticed movement of three vehicles leading towards Drubgam Village which were signaled to stop but the terrorists hiding in one of the vehicles (Tata Carrier-207) bearing registration No. JK13C-0745 started indiscriminate firing upon the naka party with the intention to cause casualties ; and

4. Whereas, a Case FIR No. 93/2019 U/S 307 IPC, 7/27 A. Act 16, 18, 19, 20, 39 ULA(P) Act, came to be registered in Police Station, Rajpura and investigation was set into motion ; and

6. Whereas, the driver of seized vehicle (TATA 207) namely Muzaffar Ahmad Wani S/o Ab. Gafar Wani R/o Braw Bandina in which the terrorists were travelling was arrested. During the investigation, it was revealed that the said accused driver Muzaffar Ahmad Wani accompanied by other accused persons namely (1) Arshid Ahmad Wani S/o Gh. Nabi Wani R/o Aliepora, (2) Abid Hussain Bhat S/o Ab. Gani Bhat R/o Braw Bandina, (3) Rameez Raja S/o Gh. Hassan Mir R/o Litter, Rajpora, (4) Basharat Yousuf Mir S/o Mohd Yousuf Mir R/o Litter, Rajpora were in close contact with terrorist outfit Hibzul Mujahdeen ; and

7. Whereas, during further investigation it was established that on the said date the accused persons had reached orchards of Wasoora (Sethar)

No. 4-k] The J&K Official Gazette, 28th April, 2020/8th Vol., 1942. 3  
 on the directions of the killed terrorists along with three vehicles belonging to Muzaffar Wani (2) Arshid Wani (3) Rameez Raja. At Wasoora two terrorists boarded the vehicle of accused Muzaffar Wani and other two vehicles were used for guide purposes in order to give them clearance about presence of security forces from the Wasoora to Drubgam. The accused persons managed to escape from the encounter site, taking advantage of exchange of fire during encounter while heading towards Drubgam ; and

8. Whereas, during further, investigation it was also revealed that the accused persons were providing logistics support in terms of transportation to the terrorists in the area ; and

9. Whereas, on the basis of investigation, statement of material witnesses recorded and other evidence collected, the investigating officer has established *prime facie*, case against the below mentioned accused persons for commission of offences punishable under sections 16, 18, 19, 20, 39 of Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of accused	Offence
1.	Muzaffar Ahmad Wani S/o Ab. Gafar Wani R/o Braw Bandina	16, 18, 19, 20, 39 ULA (P) Act
2.	Arshid Ahmad Wani S/o Gh. Nabi Wani R/o Aliepora	
3.	Rameez Raja S/o Gh. Hassan Mir R/o Rajpora	
4.	Basharat Yousuf Mir S/o Mohd Yousuf Mir R/o Litter, Rajpora	
5.	Abid Hussain Bhat S/o Ab. Gani Bhat R/o Braw Bandina	

10. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case dairy file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

11. Whereas, after, perusing the Case File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

By order of the Government of Jammu and Kashmir.

Principal Secretary to Government,  
Home Department.



REGD. NO. JK633



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**PART I-B**

### **Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

## Notification

Jammu, the 28th April, 2020.

S. O.-143. Whereas, on 06-03-2018, Police Station, Anantnag received a information that some Over Ground Workers (OGWs) affiliated with different militant organizations were active in the jurisdiction of Police Station, Anantnag ; and



No. 4-I] The J&K Official Gazette, 28th April, 2020/8th Vol., 1942. 3  
S/o Ab. Samad R/o Rahu, Anantnag and Asif Ahmad Lone S/o Mohammad  
Ashraf Lone R/o Pazalpora, Bijbehara for commission of offence punishable  
under section 13, 18-B, 20 of Unlawful Activities (Prevention) Act, 1967 ;  
and

9. Whereas, the Authority appointed by the Government under sub-  
section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967  
has independently examined the case diary file and all the other relevant  
documents relating to the case and has come to the conclusion that *prima  
facie* case is made out against the above accused ; and

10. Whereas, after perusing the Case Dairy file, the relevant  
documents and also taking into consideration the views of the Authority  
appointed under sub-section (2) of section 45 of the Unlawful Activities  
(Prevention) Act, 1967, the Government is of the view that there is sufficient  
material and evidence available against the above-mentioned accused for  
their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2)  
of section 45 of the Unlawful Activities (Prevention) Act, 1967, the  
Government hereby accords sanction for launching prosecution against the  
above-mentioned accused persons for the commission of offences punishable  
under section 13, 18-B, 20 of ULA (P) Act in case FIR No. 36/2018 of  
Police Station, Anantnag.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

EXTRAORDINARY

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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 26th June, 2020.

SO-205.ôôWhereas, on 02-01-2020, Police, Kishtwar recieved reliable information that the accused persons namely (1) Bashir Ahmad S/o Lal Din Mingnoo R/o Khirpakhnoo, (2) Wali Mohammad S/o Ghulam Mohammad R/o Dangduru, (3) Bashir Ahmad Sheikh S/o Abdul Gani Sheikh R/o Dangduru, (4) Zahoor Ahmad Butt S/o Sonaullah Butt R/o Laharna, (5) Yassir Hussain S/o Ghulam Mohammad Dar R/o

2 The J&K Official Gazette, 26th June, 2020/5th Asad., 1942. [No. 13-d  
Dangduru, (6) Ghulam Nabi Chopan S/o Abdul Aziz R/o Trungaie,  
(7) Mohammad Ramzan Sheikh S/o Mir Zaman R/o Dangduru,  
(8) Sadam Hussain Wani S/o Mohammad Amin Wani R/o Suid,  
(9) Khazar Mohammad Sheikh S/o Habib Sheikh R/o Dangduru,  
(10) Mohammad Hassan S/o Dulla Gujjar R/o Gujar Kothan were active  
OGWs working for HM outfit, harboring the terrorists and providing  
them transportation and aiding them logistically ; and

2. Whereas, the above accused persons were managing meetings  
with the active terrorists namely, (1) Mohammad Amin @ Jahangir  
Saroori S/o Mohammad Anwar R/o Saroor Kishtwar, (2) Mudassir Ahmad  
Gianoo S/o Tariq Ahmad R/o Tander Dachan and (3) Reyaz Ahmad  
S/o Mohammad Ramzan R/o Ranaie for carrying out terrorist activities  
in the area, the accused persons were arranging funds for terrorist namely  
Mohammad Amin Affiliated with HM outfit ; and

3. Whereas, a Case FIR No. 01/2020 under sections 13, 18, 19,  
20, 23, 38, 39, Unlawful Activities (Prevention) Act, 1967, came to be  
registered in Police Station, Dachhan and investigation was taken up ;  
and

4. Whereas, during the course of investigation the accused persons  
namely (1) Bashir Ahmad, (2) Wali Mohammad, (3) Bashir Ahmad  
Sheikh, (4) Zahoor Ahmad Butt, (5) Khazar Mohammad Sheikh,  
(6) Yassir Hussain, (7) Ghulam Nabi Chopan, (8) Mohammad Hassan  
were arrested in the case, whileas accused Mohammad Ramzan Sheikh  
was already taken into custody in case FIR No. 268/2019, Police Station,  
Kishtwar and accused Sadam Hussain was absconding ; and

5. Whereas, on the disclosure of accused Khazer Sheikh and  
Mohammad Hassan Gujjar one 12 Bore rifle and 25 rounds of  
AK-47 respectively were recovered from their possession. During  
investigation the seizure memo of recovered arms/ammunition  
was prepared and the statement of material witnesses under  
sections 161 Cr. PC were recorded in the case ; and

6. Whereas, during the course of investigation it was established  
that the accused persons were working as OGWs for active terrorists  
for carrying out subversive activities in Kishtwar area and were providing  
logistic support to them ; and

7. Whereas, on the basis of investigation, statement of material witnesses recorded and other evidence brought on record, the investigating officer has established *prima facie* case against the below mentioned accused persons for commission of offences shown against each of Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of accused	Offence
1	2	3
1.	Bashir Ahmad S/o Lal Din Mingnoo R/o Khripakhnoo	13, 18, 19, 39 ULA (P) Act
2.	Wali Mohammad S/o Ghulam Mohammad R/o Dangduru	
3.	Bashir Ahmad Sheikh S/o Abdul Gani R/o Dangduru	
4.	Zahoor ahmad Butt S/o Sonaullah Butt R/o Laharna	
5.	Yassir Hussain S/o Ghulam Mohammad Dar R/o Dangduru	
6.	Ghulam Nabi Chopan S/o Abdul Aziz R/o Trungaie	
7.	Mohammad Ramzan Sheikh S/o Mir Zaman R/o Dangduru	
8.	Sadam Hussain Wani S/o Mohammad Amin Wani R/o Suid	
9.	Khazar Mohammad Sheikh S/o Habib Sheikh R/o Dangduru	13, 18, 19, 23, 39 ULA (P) Act
10.	Mohammad Hassan S/o Dulla Gujjar R/o Gujar Kothan.	



No. 13-d] The J&K Official Gazette, 26th June, 2020/5th Asad., 1942. 5  
 offences punishable under sections 13, 18, 19, 20, 23, 38, 39 in the  
 Case FIR No. 01/2020 of Police Station, Dachhan.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.





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Separate paging is given to this part in order that it may be filed as a  
separate compilation.

**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 29th June, 2020.

SO-206.ôôWhereas, on 12-02-2020, Police Station, Bijbehara during checking at Arwani Bridge arrested three accused perpons namely Aijaz Ahmad Sofi S/o Abdul Rehman R/o Gundchal, (2) Aqib Fayaz Makroo S/o Fayaz Ahmad Makroo R/o Arwani, and (3) Aadil Ahmad Dar S/o Bashir Ahmad Dar R/o Arwani and recovered 60 posters of HM outfit from their possession ; and



No. 13-e] The J&K Official Gazette, 29th June, 2020/8th Asad., 1942. 3  
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7. Whereas, after perusing the Case Diary file, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused for the commission of offence punishable under section 13 ULA (P) Act, in case FIR No. 10/2020 of Police Station, Bijbehara.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

EXTRAORDINARY

REGD. NO. JKô 33



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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Srinagar, the 29th June, 2020.

SO-208.66Whereas, on 31-12-2019, Police Station, Bijbehara during checking at Padshahi Bagh arrested one Aasif Ismail Malik S/o Mohammad Ismail Malik R/o Arwani and recovered 20 posters of HM outfit from his possession ; and



No. 13-g] The J&K Official Gazette, 29th June, 2020/8th Asad., 1942. 3  
under section 13 Unlawful Activities (Prevention) Act, 1967 in the case  
FIR No. 177/2019 of Police Station, Bijbehara.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

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REGD. NO. JKô 33



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Vol. 133] Jammu, Tue., the 7th July, 2020/16th Asad., 1942. [No. 14-c

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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Srinagar, the 7th July, 2020.

SO-211.ôôWhereas, on 23-07-2019, Police Station, Bijbehara received reliable information that unknown terrorists gunned down a person namely Nazir Ahmad Bhat S/o Ghulam Qadir Bhat R/o Manzpora Wopzan and had left his dead body in a nearby orchard at Village Wopzan ; and





No. 14-c] The J&K Official Gazette, 7th July, 2020/16th Asad., 1942. 3  
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9. Whereas, on the basis of investigation, the investigating officer has established *prima facie* case against the below mentioned accused persons for commission of offences punishable under sections 18, 19 of Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of the accused	Offence
1.	Rasim Ahmad Mir S/o Abdul Majeed Mir R/o Katoo.	18, 19 ULA (P) Act
2.	Manzoor Ahmad Rather S/o Ghulam Mohi-ud-Din Rather R/o Katoo.	

10. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

11. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above mentioned accused for the commission of offence punishable under sections 18, 19 of Unlawful Activities (Prevention) Act, 1967 in case FIR No. 106/2019 of Police Station, Bijbehara.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.



REGD. NO. JK633



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## PART I—B

### **Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HEALTH AND MEDICAL EDUCATION  
DEPARTMENT

## Notification

Jammu, the 4th of May, 2020.

SO6146. In exercise of the powers conferred by sub-section (1) of section 33-G of the Drugs and Cosmetics Act, 1940, and in supersession of notification SRO 267 dated 22-05-2013, the Government of Jammu and Kashmir hereby appoint the following persons to be Inspectors for the entire



EXTRAORDINARY

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JAMMU AND KASHMIR OFFICIAL GAZETTE**

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Vol. 133] Jammu, Tue., the 5th May, 2020/15th Vai., 1942. [No. 5-c

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Separate paging is given to this part in order that it may be filed as a  
separate compilation

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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& GENERAL ADMINISTRATION  
DEPARTMENT

Notification

Jammu, the 5th of May, 2020.

SO6147.0 In exercise of the powers conferred by Section (93) of  
the Jammu and Kashmir Reorganization Act, 2019 and S.O. 3937 (E) dated  
31st October, 2019, read with order issued in terms of sub-clause (i) of

2 The J&K Official Gazette, 5th May., 2020/15th Vai., 1942. [No. 5-c  
 clause (c) of the Proclamation issued by the President dated 31st October,  
 2019, the Lieutenant Governor of the Union Territory of Jammu and Kashmir  
 is pleased to appoint Mr. B. R. Sharma , IAS (Retd.) as Chairman, Public  
 Service Commission for the Union Territory of Jammu and Kashmir. He  
 shall hold the position of the Chairman, Public Service Commission, till he  
 attains the age of sixty two years.

By order of the Lieutenant Governor.

(Sd.) DR. FAROOQ AHMAD LONE, IAS,

Secretary to the Government.



EXTRAORDINARY

REGD. NO. JK633



**THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE**

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Vol. 132] Jammu, Tue., the 5th May, 2020/15th Vai., 1942. [ No. 5-e  
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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT DEPARTMENT OF LAW, JUSTICE AND  
PARLIAMENTARY AFFAIRS.

Notification

Jammu, the 5th of May, 2020.

S.O.6149.6 In exercise of the powers conferred by sub-section (1) of section 20 of the Code of criminal Procedure, 1973, the Government hereby appoint Sh. Rakesh Kumar, KAS, Additional Deputy Commissioner, Bhaderwah to be the Executive Magistrate, who shall exercise all the powers of an Executive Magistrate within the territorial jurisdiction of District Doda.



The Government further in exercise of the powers conferred by sub-section (2) of section 20 of the said Code appoints the aforesaid Executive Magistrate as Additional District Magistrate within the territorial jurisdiction of District Doda who shall have all the powers of District Magistrate under the said code.

(Sd.) ACHAL SETHI,

Secretary to Government,  
Department of Law, Justice and Parliamentary Affairs.

No. 5-f] The J&K Official Gazette, 5th May, 2020/15th Vai., 1942. Tue  
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EXTRAORDINARY REGD. NO. JK633

**PART I—B**

**Jammu and Kashmir Government—Notifications.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô DEPARTMENT OF LAW, JUSTICE AND  
PARLIMENTARY AFFAIRS.

Notification

Jammu, the 5th of May, 2020.

SOô150.ô In exercise of the powers conferred by sub-section (1) of the section 20 of the Code of criminal Procedure, 1973, the Government hereby appoint Sh. Mehboob Khan, Tehsildar Batote to be the Executive Magistrate who shall exercise all the powers of an Executive Magistrate within his territorial jurisdiction of District Ramban.

By order of the Government.

(Sd.) ACHAL SETHI,

Secretary to Government,  
Department of Law, Justice and Parlimentary Affairs.

REGD. NO. JK633



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Vol. 132] Jammu, Wed., the 6th May, 2020/16th Vai., 1942. [ No. 5-g

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## PART-III

### Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& LABOUR AND EMPLOYMENT  
DEPARTMENT.

## Notification

Jammu, the 6th of May, 2020.

S.O.6151. In exercise of the powers conferred by Section 6 of the Factory Act, 1948, (Act 63 of 1948), the Government hereby publish the following amendments in the Jammu and Kashmir Factories Rules, 1972 for information of all persons likely to be affected thereby ; and notice is hereby given that the draft amendments shall be taken into consideration after the expiry of forth ive days from the date on which the copies of the Official Gazett in which this notification is published are made available to the public.

Objections and suggestions, if any, may be addressed to the Administrative Secretary, Department of Labour and Employment, Civil Secretariat Room No. 1/26 1st Floor Mini Secretariat J&K, Jammu or by email at [www.secyle@gmail.com](mailto:www.secyle@gmail.com).



EXTRAORDINARY

REGD. NO. JK633



**THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 132] Jammu, Fri., the 8th May, 2020/18th Vai., 1942. [ No. 6-b

Separate paging is given to this part in order that it may be filed as a  
separate compilation

**PART I—B**

**Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& INDUSTRIES AND COMMERCE  
DEPARTMENT.

Notification

Jammu, the 8th of May, 2020.

S.O.6153.6 In exercise of the powers conferred by Section 15 read with section 23-C of the Mines and Minerals (Development and Regulation) Act, 1957, (Central Act, No. 67 of 1957), the Government of Union Territory of Jammu and Kashmir hereby makes the following amendment in Rule 91

2 The J&K Official Gazette, 8th May, 2020/18th Vai., 1942. [No. 6-b  
of the J&K Minor Mineral Concession, Storage, Transportation of Minerals  
and Prevention of Illegal Mining Rules, 2016 :

After Proviso to Rule 91, the following proviso shall added, namely ô

"Provided further that the Government of Union Territory of  
Jammu and Kashmir may reserve and grant for Mining lease an  
area not exceeding 10 hectares to a Government Company or  
Corporation for exploitation of Minor Minerals for the purpose  
of providing key construction material to Government  
Department".

By order of the Government of Jammu and Kashmir

(Sd.) MANOJ KUMAR DWIVEDI, IAS,

Commissioner/Secretary to the Government,  
Industries and Commerce Department.



EXTRAORDINARY

REGD. NO. JK633



THE

## JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Thu., the 23rd April, 2020/3rd Vai., 1942. [ No. 4-b

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separate compilation.

### PART I-B

#### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 23rd of April, 2020.

SO-133.& Whereas, on 18-07-2015, Police Station, Kishtwar received an information to the effect that after offering the Eid prayers, a procession marched ahead to Zeyarat Paridia and at Hidyat Chowk, one Ab. Gani Butt S/o Gh. Ali Butt R/o Pethgam, Marwah along with others in the procession had started raising Anti-National and Pro Pak slogans ; and





No. 4-b] The J&K Official Gazette, 23rd April, 2020/3rd Vol., 1942. 3  
above mentioned accused for the commission of offence punishable under  
section 13 Unlawful Activities (Prevention) Act, 1967 in case FIR No. 119/  
2015 of Police Station, Kishtwar.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

REGD. NO. JKô 33



Vol. 133] Jammu, Wed., the 10th June, 2020/20th Jyai., 1942. [No. 10-f

[illegible]

### **Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

Jammu, the 10th June, 2020.

SO-188.66Whereas, on 20-11-2018, Police Station, Shopian received a reliable information with regard to presence of terrorists in the house of Farooq Ahmed Ganie S/o Abdul Ahad Ganie R/o Nadigam, the location was cordoned and the search operation was launched ; and



No. 10-f] The J&K Official Gazette, 10th June, 2020/20th Jyai., 1942. 3  
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8. Whereas, the Authority appointed by the Government under sub-section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

9. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the accused for commission of offences punishable under sections 18, 19 of Unlawful Activities (Prevention) Act, 1967 in Case FIR No. 363/2018 Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.



THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 132] Jammu, Wed., the 10th June, 2020/20th Jyai., 1942. [No. 10-g

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 10th June, 2020.

SO-189.ôôWhereas, on 27-11-2019, Police, Baramulla intercepted a suspected person namely, Omar Farooq Dar S/o Farooq Ahmad Dar R/o Ferozpora, Sopore and during his personal search one Chinese Hand Grenade was recovered from his possession ; and



No. 10-g] The J&K Official Gazette, 10th June, 2020/20th Jy., 1942. 3  
 བློ་བཟང་པོ་ བློ་བཟང་པོ་བློ་བཟང་པོ་བློ་བཟང་པོ་བློ་བཟང་པོ་བློ་བཟང་པོ་བློ་བཟང་པོ་བློ་བཟང་པོ་ བློ་བཟང་པོ་  
 offences under sections 23, 39 of Unlawful Activities (Prevention)  
 Act, 1967 in Case FIR No. 182/2019 Police Station, Baramulla.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.







No. 10-h] The J&K Official Gazette, 10th June, 2020/20th Jyai., 1942. 3  
 established *prima facie* case against the following accused persons for  
 commission of offences punishable under sections 23, 39 of Unlawful  
 Activities (Prevention) Act, 1967 :ô

S. No.	Name of accused	Offence
1.	Saqlain Mushtaq Bhat S/o Mushtaq Ahmad Bhat R/o Ferozpora, Rafiabad	23, 39 ULA (P) Act
2.	Basit Ahmad Mir S/o Sonaullah Mir R/o Hadipora, Watergam	
3.	Bahaar Nabi Mir S/o Gh. Nabi Mir R/o Ferozpora, Rafiabad	
4.	Sajad Ahmad Mir @ Haider S/o Gh. Qadir Mir R/o Brath Kalan, Sopore (Absconding)	

10. Whereas, accused Sajad Ahmad Mir @ Haider is  
 absconding and proceedings under section 512 Cr. PC. have been  
 initiated against him ; and

11. Whereas, the Authority appointed by the Government under  
 sub-section (2) of section 45 of the Unlawful Activities (Prevention)  
 Act, 1967 has independently examined the case diary file and all  
 the other relevant documents relating to the case and has come to  
 the conclusion that *prima facie* case is made out against the above  
 accused ; and

12. Whereas, after perusing the Case Diary File, the relevant  
 documents and also taking into consideration the views of the  
 Authority Appointed under sub-section (2) of section 45 of the  
 Unlawful Activities (Prevention) Act, 1967, the Government is of  
 the view that there is sufficient material and evidence available  
 against the above mentioned accused for their prosecution under  
 the provisions of law.

Now, therefore, in exercise of powers conferred by sub-  
 section (2) of section 45 of the Unlawful Activities (Prevention)

4 The J&K Official Gazette, 10th June, 2020/20th Jyai., 1942. [No. 10-h  
 ੴ ॐ ਨਾਨਕ ॥ ਸਤਿਗੁਰ ਪ੍ਰਸਾਦਿ ॥ ਮਹਾਂਨਾਮੁ ਕਰਤਾ ਹਰਿ ॥ ਭਉ ਭਖੈ ਰਚੀ ॥  
 Act, 1967, the Government hereby accords sanction for launching  
 prosecution against the above mentioned accused for commission of  
 offences punishable under sections 23, 39 of Unlawful Activities  
 (Prevention) Act, 1967 in Case FIR No. 185/2019 of Police Station,  
 Baramulla.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.

REGD. NO. JKô 33



Vol. 133] Jammu, Wed., the 10th June, 2020/20th Jyai., 1942. [No. 10-i

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## ô ô ô ó

## Notification

SO-191.66 Whereas on 02-02-2020, Police Station, Kothibagh received reliable information that some unknown terrorists hurled a hand grenade on the Police/CRPF personnel deployed at Pratap Park near Sumo Stand intending to cause casualties of the men in uniform. The grenade exploded on the ground, resulting injuries of two CRPF personnel and 07 civilians ; and





4           The J&K Official Gazette, 10th June, 2020/20th Jyai., 1942.     [No. 10-i  
of offences punishable under sections 16, 18, 23 of ULA (P) Act, in  
Case FIR No. 10/2020 of Police Station, Kothibagh.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.



REGD. NO. JK6633



Vol. 133] Jammu, Mon., the 22nd June, 2020/1st Asad., 1942. [No. 12-f  
Separate paging is given to this part in order that it may be filed  
as a separate compilation.

### **Jammu and Kashmir Government—Notifications.**

Jammu, the 22nd June, 2020.

SO6198.6 Whereas, on 25-01-2020, Police Station, Sumbal received reliable information that two accused namely, Waseem Ahmad Khan S/o Saif-ud-Din Khan R/o Sadurkote Bala and Irshad Ahmad Sheikh S/o Gh. Mohi-ud-Din Sheikh R/o Sadurkote Bala were in league with the active terrorist of LeT outfit namely, Saleem Parray @ Bila

2 The J&K Official Gazette, 22nd June, 2020/1st Asad., 1942. [No. 12-f  
 Battery, providing him logistic support in the unlawful activities carried  
 by him in the area ; and

2. Whereas, a case FIR No. 14/2020 under sections 7/25 Arms  
 Act, 13, 18, 19, 20, 38, 39 ULA(P) Act, was registered in Police Station,  
 Sumbal, and investigation was set in motion ; and

3. Whereas, during investigation, the accused Waseem Ahmad  
 Khan and Irshad Ahmad Sheikh were arrested and on their disclosure  
 Police recovered 05 AK Magazines 180 AK Rounds, 01 Pistol, 01 Pistol  
 Magazine, 08 Pistol Rounds, 01 UBGL thrower, 03 UBGL Grenades and  
 01 Wireless Set from their possession ; and

4. Whereas, the accused disclosed that other two persons namely  
 Altaf Ahmad Dar S/o Ab. Hamid Dar R/o Bonikhan Hajin and Hilal  
 Ahmad Wani S/o Ali Mohd Wani R/o Parray Mohalla Hajin were also  
 providing logistic support to the active terrorists in the area ; and

5. Whereas, Altaf Dar and Hilal Wani were arrested in the case  
 and on their disclosure 332 AK 47 Rounds, 05 AK Magazines, 03 UBGL  
 Grenades, 01 UBGL thrower, 01 Wireless Set and 01 Revolver were  
 recovered from their possession ; and

6. Whereas, the seizure memo of recovered arm/ammunition was  
 prepared and statements of witnesses acquainted with the facts and  
 circumstances of the case were recorded under the relevant sections  
 of law ; and

7. Whereas, based on the investigation, statement of witnesses  
 recorded as well as material witnesses and other evidence during  
 the course of investigation, the investigation officer has established  
*prima facie* against the following accused persons for commission of  
 offences shown against each under unlawful Activities (Prevention)  
 Act, 1967 as under :ô

S. No.	Name of accused	Offence
1	2	3
1.	Waseem Ahmad Khan S/o Said-ud-Din Khan R/o Sadurkote Bala.	13, 18, 19, 38, 39 ULA(P) Act
2.	Irshad Ahmad Sheikh S/o Gh. Mohi-ud-Din Sheikh R/o Sadurkote Bala.	
3.	Altaf Ahmad Dar S/o Ab. Hamid Dar R/o Bohikhan Hajin.	



EXTRAORDINARY

REGD. NO. JK6633



**THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 133] Jammu, Wed., the 24th June, 2020/3rd Asad., 1442. [No. 12-g  
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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT GENERAL ADMINISTRATION DEPARTMENT  
Notification

Jammu, the 24th June, 2020.

SO6200. In exercise of powers conferred by Section 93 of the Jammu and Kashmir Reorganization Act, 2019, and SO 3937 (E) dated 31st October, 2019, read with Order issued in terms of sub-clause (i) of clause (c) of the Proclamation issued by the President dated 31st

2 The J&K Official Gazette, 24th June, 2020/3rd Asad., 1942. [No. 12-g  
October, 2019, the Lieutenant Governor of Union Territory of Jammu  
and Kashmir, is pleased to appoint the following persons as Member  
of the Public Service Commission for the Union territory of Jammu and  
Kashmir :ô

1. Mr. S. Ahfadul Mujtaba, IPS, Director General, Prosecution,  
J&K.
2. Mr. Syed Iqbal Aga, retired Development Commissioner  
(Works).
3. Mr. Subash Gupta, retired District and Sessions Judge.
4. Mr. Des Raj, Chief Engineer, Public Works (R&B), Jammu.
5. Mr. Sameer Bharti, IFS (Retired).
6. Mr. Shokat Ahmad Zargar, retired Associate Professor  
(Mathematics), Higher Education Department.

The above persons shall hold the position of Member, Public  
Service Commission till they attain the age of sixty two years. Their  
appointment shall take effect from the date they assume the office.

By order of the Lieutenant Governor.

(Sd.) CHARANDEEP SINGH,  
Additional Secretary to the Government.

EXTRAORDINARY

REGD. NO. JK 33



THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133] Jammu, Mon., the 29th June, 2020/8th Asad., 1942. [No. 13-f

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 29th June, 2020.

SO-207.ôôWhereas, on 19-10-2019, Police Station, Baramulla received reliable information that at Sabzi Market Mohalla, Jadeed, Baramulla some unknown terrorists fired upon a shopkeeper (Jeweller) namely Mohammad Ibrahim Zargar S/o Manzoor Ahmad Zargar R/o Kanispora, Baramulla ; and



No. 13-f] The J&K Official Gazette, 29th June, 2020/8th Asad., 1942. 3  
appointed under sub-section (2) of section 45 of the Unlawful Activities  
(Prevention) Act, 1967, the Government is of the view that there is  
sufficient material and evidence available against the above-mentioned  
accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2)  
of section 45 of the Unlawful Activities (Prevention) Act, 1967, the  
Government hereby accords sanction for launching prosecution against  
the above-mentioned accused for the commission of offence under  
sections 16, 20 of Unlawful Activities (Prevention) Act, 1967 in the case  
FIR No. 167/2019 of Police Station, Baramulla.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Home Department.



EXTRAORDINARY

REGD. NO. JKô 33



# JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 132] Jammu, Fri., the 9th Aug., 2019/18th Srav., 1941. [No. 19-8  
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## PART IV

Reprints from the Government of India Gazette.

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MINISTRY OF LAW AND JUSTICE  
(Legislative Department)

New Delhi, the 9th August, 2019/Sravana 18, 1941 (Saka.)

The following Act of Parliament received the assent of the President on the 9th August, 2019, and is hereby published for general information :ô

THE CONSUMER PROTECTION ACT, 2019

(No. 35 of 2019)

[9th August, 2019.]

An Act to provide for protection of the interests of consumers and for the said purpose, to establish authorities for timely and effective administration and settlement of consumers' disputes and for matters connected therewith or incidental thereto.





- [illegible]



(13) "direct selling" means marketing, distribution and sale of goods or provision of services through a network of sellers, other than through a permanent retail location ;



(i) damage to any property, other than the product itself ;

(iii) mental agony or emotional distress attendant to personal injury or illness or damage to property ; or

(23) ñinjuryö means any harm whatever illegally caused to any person, in body, mind or property ;

(i) makes any goods or parts thereof ; or

(iii) puts or causes to be put his own mark on any goods made by any other person ;

(26) òmediatorö means a mediator referred to in section 75 ;

(27) ömemberö includes the President and a member of the National Commission or a State Commission or a District Commission, as the case may be ;





(33) "product" means any article or goods or substance or raw material or any extended cycle of such product, which may be in gaseous, liquid, or solid state possessing intrinsic value which is capable of delivery either as wholly assembled or as a component part and is produced for introduction to trade or commerce, but does not include human tissues, blood, blood products and organs ;

(35) "product liability action" means a complaint filed by a person before a District Commission or State Commission or National Commission, as the case may be, for claiming compensation for the harm caused to him ;

(i) makes any product or parts thereof ; or

(iii) puts or causes to be put his own mark on any products made by any other person ; or

(v) designs, produces, fabricates, constructs or re-manufactures any product before its sale ; or

(37) **õproduct sellerõ**, in relation to a product, means a person who, in the course of business, imports, sells, distributes, leases, installs, prepares, packages, labels, markets, repairs, maintains, or otherwise is involved in placing such product for commercial purpose and includesõ

(i) a manufacturer who is also a product seller ; or



- (ii) any trade practice which requires a consumer to buy, hire or avail of any goods or, as the case may be, services as condition precedent for buying, hiring or availing of other goods or services ;

(42) "service" means service of any description which is made available to potential users and includes, but not limited to, the provision of facilities in connection with banking, financing, insurance, transport, processing, supply of electrical or other energy, telecom, boarding or lodging or both, housing construction, entertainment, amusement or the purveying of news or other information, but does not include the rendering of any service free of charge or under a contract of personal service ;

(43) "spurious goods" means such goods which are falsely claimed to be genuine ;

(44) "State Commission" means a State Consumer Disputes Redressal Commission established under sub-section (1) of section 42 ;

(45) "trader", in relation to any goods, means a person who sells or distributes any goods for sale and includes the manufacturer thereof, and where such goods are sold or distributed in package form, includes the packer thereof ;

(46) "unfair contract" means a contract between a manufacturer or trader or service provider on one hand, and a consumer on the other, having such terms which cause significant change in the rights of such consumer, including the following, namely :ô

- (i) requiring manifestly excessive security deposits to be given by a consumer for the performance of contractual obligations ; or
- (ii) imposing any penalty on the consumer, for the breach of contract thereof which is wholly disproportionate to the loss occurred due to such breach to the other party to the contract ; or
- (iii) refusing to accept early repayment of debts on payment of applicable penalty ; or

- (iv) entitling a party to the contract to terminate such contract unilaterally, without reasonable cause ; or
- (v) permitting or has the effect of permitting one party to assign the contract to the detriment of the other party who is a consumer, without his consent ; or
- (vi) imposing on the consumer any unreasonable charge, obligation or condition which puts such consumer to disadvantage ;

(47) "unfair trade practice" means a trade practice which, for the purpose of promoting the sale, use or supply of any goods or for the provision of any service, adopts any unfair method or unfair or deceptive practice including any of the following practices, namely :ô

- (i) making any statement, whether orally or in writing or by visible representation including by means of electronic record, whichô
  - (a) falsely represents that the goods are of a particular standard, quality, quantity, grade, composition, style or model ;
  - (b) falsely represents that the services are of a particular standard, quality or grade ;
  - (c) falsely represents any re-built, second hand, renovated, reconditioned or old goods as new goods ;
  - (d) represents that the goods or services have sponsorship, approval, performance, characteristics, accessories, uses or benefits which such goods or services do not have ;
  - (e) represents that the seller or the supplier has a sponsorship or approval or affiliation which such seller or supplier does not have ;
  - (f) makes a false or misleading representation concerning the need for, or the usefulness of, any goods or services ;

- (g) gives to the public any warranty or guarantee of the performance, efficacy or length of life of a product or of any goods that is not based on an adequate or proper test thereof :

Provided that where a defence is raised to the effect that such warranty or guarantee is based on adequate or proper test, the burden of proof of such defence shall lie on the person raising such defence ;

- (h) makes to the public a representation in a form that purports to be

- (A) a warranty or guarantee of a product or of any goods or services ; or

- (B) a promise to replace, maintain or repair an article or any part thereof or to repeat or continue a service until it has achieved a specified result, if such purported warranty or guarantee or promise is materially misleading or if there is no reasonable prospect that such warranty, guarantee or promise will be carried out ;

- (i) materially misleads the public concerning the price at which a product or like products or goods or services, have been or are, ordinarily sold or provided, and, for this purpose, a representation as to price shall be deemed to refer to the price at which the product or goods or services has or have been sold by sellers or provided by suppliers generally in the relevant market unless it is clearly specified to be the price at which the product has been sold or services have been provided by the person by whom or on whose behalf the representation is made ;

- (j) gives false or misleading facts disparaging the goods, services or trade of another person.

*Explanation.*—For the purposes of this sub-clause, a statement that is,ô

- (A) expressed on an article offered or displayed for sale, or on its wrapper or container ; or

- (B) expressed on anything attached to, inserted in, or accompanying, an article offered or displayed for sale, or on anything on which the article is mounted for display or sale ; or
  - (C) contained in or on anything that is sold, sent, delivered, transmitted or in any other manner whatsoever made available to a member of the public, shall be deemed to be a statement made to the public by, and only by, the person who had caused the statement to be so expressed, made or contained ;
- (ii) permitting the publication of any advertisement, whether in any newspaper or otherwise, including by way of electronic record, for the sale or supply at a bargain price of goods or services that are not intended to be offered for sale or supply at the bargain price, or for a period that is, and in quantities that are, reasonable, having regard to the nature of the market in which the business is carried on, the nature and size of business, and the nature of the advertisement.

*Explanation.*—For the purpose of this sub-clause, ôbargain priceö means,ô

- (A) a price that is stated in any advertisement to be a bargain price, by reference to an ordinary price or otherwise ; or
  - (B) a price that a person who reads, hears or sees the advertisement, would reasonably understand to be a bargain price having regard to the prices at which the product advertised or like products are ordinarily sold ;
- (iii) permittingô
- (a) the offering of gifts, prizes or other items with the intention of not providing them as offered or creating impression that something is being given or offered free of charge when it is fully or partly covered by the amount charged, in the transaction as a whole ;

- (b) the conduct of any contest, lottery, game of chance or skill, for the purpose of promoting, directly or indirectly, the sale, use or supply of any product or any business interest, except such contest, lottery, game of chance or skill as may be prescribed ;
- (c) withholding from the participants of any scheme offering gifts, prizes or other items free of charge on its closure, the information about final results of the scheme.

*Explanation.*—For the purpose of this sub-clause, the participants of a scheme shall be deemed to have been informed of the final results of the scheme where such results are within a reasonable time published, prominently in the same newspaper in which the scheme was originally advertised ;

- (iv) permitting the sale or supply of goods intended to be used, or are of a kind likely to be used by consumers, knowing or having reason to believe that the goods do not comply with the standards prescribed by the competent authority relating to performance, composition, contents, design, constructions, finishing or packaging as are necessary to prevent or reduce the risk of injury to the person using the goods ;
- (v) permitting the hoarding or destruction of goods, or refusal to sell the goods or to make them available for sale or to provide any service, if such hoarding or destruction or refusal raises or tends to raise or is intended to raise, the cost of those or other similar goods or services ;
- (vi) manufacturing of spurious goods or offering such goods for sale or adopting deceptive practices in the provision of services ;
- (vii) not issuing bill or cash memo or receipt for the goods sold or services rendered in such manner as may be prescribed ;
- (viii) refusing, after selling goods or rendering services, to take back or withdraw defective goods or to withdraw or discontinue deficient services and to refund the



consideration thereof, if paid, within the period stipulated in the bill or cash memo or receipt or in the absence of such stipulation, within a period of thirty days ;

- (ix) disclosing to other person any personal information given in confidence by the consumer unless such disclosure is made in accordance with the provisions of any law for the time being in force.

## CHAPTER II

### Consumer Protection Councils

3. *Central Consumer Protection Council.*—(1) The Central Government shall, by notification, establish with effect from such date as it may specify in that notification, the Central Consumer Protection Council to be known as the Central Council.

(2) The Central Council shall be an advisory council and consist of the following members, namely :ô

- (a) the Minister Incharge of the Department of Consumer Affairs in the Central Government, who shall be the Chairperson ; and
- (b) such number of other official or non-official members representing such interests as may be prescribed.

4. *Procedure for meetings of Central Council.*— (1) The Central Council shall meet as and when necessary, but at least one meeting of the Council shall be held every year.

(2) The Central Council shall meet at such time and place as the Chairperson may think fit and shall observe such procedure in regard to the transaction of its business as may be prescribed.

5. *Objects of Central Council.*—The objects of the Central Council shall be to render advice on promotion and protection of the consumersø rights under this Act.

6. *State Consumer Protection Councils.*—(1) Every State Government shall, by notification, establish with effect from such

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date as it may specify in such notification, a State Consumer Protection Council for such State to be known as the State Council.

(2) The State Council shall be an advisory council and consist of the following members, namely :ô

- (a) the Minister Incharge of Consumer Affairs in the State Government who shall be the Chairperson ;
- (b) such number of other official or non-official members representing such interests as may be prescribed ;
- (c) such number of other official or non-official members, not exceeding ten, as may be nominated by the Central Government.

(3) The State Council shall meet as and when necessary but not less than two meetings shall be held every year.

(4) The State Council shall meet at such time and place as the Chairperson may think fit and shall observe such procedure in regard to the transaction of its business, as may be prescribed.

7. *Objects of State Council.*—The objects of every State Council shall be to render advice on promotion and protection of consumer rights under this Act within the State.

8. *District Consumer Protection Council.*—(1) The State Government shall, by notification, establish for every district with effect from such date as it may specify in such notification, a District Consumer Protection Council to be known as the District Council.

(2) The District Council shall be an advisory council and consist of the following members, namely :ô

- (a) the Collector of the district (by whatever name called), who shall be the Chairperson ; and
- (b) such number of other official and non-official members representing such interests as may be prescribed.





Provided that the Chief Commissioner may delegate such of his powers relating to administrative matters of the Central Authority, as he may think fit, to any Commissioner (including Commissioner of a regional office) or any other officer of the Central Authority.

15. *Investigation Wing.*—(1) The Central Authority shall have an Investigation Wing headed by a Director General for the purpose of conducting inquiry or investigation under this Act as may be directed by the Central Authority.

(2) The Central Government may appoint a Director-General and such number of Additional Director General, Director, Joint Director, Deputy Director and Assistant Director, from amongst persons who have experience in investigation and possess such qualifications, in such manner, as may be prescribed.

(3) Every Additional Director-General, Director, Joint Director, Deputy Director and Assistant Director shall exercise his powers, and discharge his functions, subject to the general control, supervision and direction of the Director-General.

(4) The Director-General may delegate all or any of his powers to the Additional Director-General or Director, Joint Director or Deputy Director or Assistant Director, as the case may be, while conducting inquiries or investigations under this Act.

(5) The inquiries or the investigations made by the Director-General shall be submitted to the Central Authority in such form, in such manner and within such time, as may be specified by regulations.

16. *Power of District Collector.*—The District Collector (by whatever name called) may, on a complaint or on a reference made to him by the Central Authority or the Commissioner of a regional office, inquire into or investigate complaints regarding violation of rights of consumers as a class, on matters relating to violations of consumer rights, unfair trade practices and false or misleading advertisements, within his jurisdiction and submit his report to the Central Authority or to the Commissioner of a regional office, as the case may be.

17. *Complaints to authorities.*—A complaint relating to violation of consumer rights or unfair trade practices or false or misleading advertisements which are prejudicial to the interests of consumers as

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a class, may be forwarded either in writing or in electronic mode, to any one of the authorities, namely, the District Collector or the Commissioner of regional office or the Central Authority.

18. *Powers and functions of Central Authority.*—(1) The Central Authority shallô

- (a) protect, promote and enforce the rights of consumers as a class, and prevent violation of consumers rights under this Act ;
- (b) prevent unfair trade practices and ensure that no person engages himself in unfair trade practices ;
- (c) ensure that no false or misleading advertisement is made of any goods or services which contravenes the provisions of this Act or the rules or regulations made thereunder ;
- (d) ensure that no person takes part in the publication of any advertisement which is false or misleading.

(2) Without prejudice to the generality of the provisions contained in sub-section (1), the Central Authority may, for any of the purposes aforesaid,ô

- (a) inquire or cause an inquiry or investigation to be made into violations of consumer rights or unfair trade practices, either *suo motu* or on a complaint received or on the directions from the Central Government ;
- (b) file complaints before the District Commission, the State Commission or the National Commission, as the case may be, under this Act ;
- (c) intervene in any proceedings before the District Commission or the State Commission or the National Commission, as the case may be, in respect of any allegation of violation of consumer rights or unfair trade practices ;
- (d) review the matters relating to, and the factors inhibiting enjoyment of, consumer rights, including safeguards

provided for the protection of consumers under any other law for the time being in force and recommend appropriate remedial measures for their effective implementation ;

- (e) recommend adoption of international covenants and best international practices on consumer rights to ensure effective enforcement of consumer rights ;
- (f) undertake and promote research in the field of consumer rights ;
- (g) spread and promote awareness on consumer rights ;
- (h) encourage non-Governmental organisations and other institutions working in the field of consumer rights to co-operate and work with consumer protection agencies ;
- (i) mandate the use of unique and universal goods identifiers in such goods, as may be necessary, to prevent unfair trade practices and to protect consumers' interest ;
- (j) issue safety notices to alert consumers against dangerous or hazardous or unsafe goods or services ;
- (k) advise the Ministries and Departments of the Central and State Governments on consumer welfare measures ;
- (l) issue necessary guidelines to prevent unfair trade practices and protect consumers' interest.

19. *Power of Central Authority to refer matter for investigation or to other Regulator.*—(1) The Central Authority may, after receiving any information or complaint or directions from the Central Government or of its own motion, conduct or cause to be conducted a preliminary inquiry as to whether there exists a *prima facie* case of violation of consumer rights or any unfair trade practice or any false or misleading advertisement, by any person, which is prejudicial to the public interest or to the interests of consumers and if it is satisfied that there exists a *prima facie* case, it shall cause investigation to be made by the Director-General or by the District Collector.

(2) Where, after preliminary inquiry, the Central Authority is of the opinion that the matter is to be dealt with by a Regulator established







- (d) the gross revenue from the sales effected by virtue of such offence.

(8) The Central Authority shall give the person an opportunity of being heard before an order under this section is passed.

22. *Search and seizure.*—(1) For the purpose of conducting an investigation after preliminary inquiry under sub-section (1) of section 19, the Director General or any other officer authorised by him in this behalf, or the District Collector, as the case may be, may, if he has any reason to believe that any person has violated any consumer rights or committed unfair trade practice or causes any false or misleading advertisement to be made, shall,ô

- (a) enter at any reasonable time into any such premises and search for any document or record or article or any other form of evidence and seize such document, record, article or such evidence ;
- (b) make a note or an inventory of such record or article ; or
- (c) require any person to produce any record, register or other document or article.

(2) The provisions of the Code of Criminal Procedure, 1973 (2 of 1974) relating to search and seizure shall apply, as far as may be, for search and seizure under this Act.

(3) Every document, record or article seized under clause (a) of sub-section (1) or produced under clause (c) of that sub-section shall be returned to the person, from whom they were seized or who produced the same, within a period of twenty days of the date of such seizure or production, as the case may be, after copies thereof or extracts therefrom certified by that person, in such manner as may be prescribed, have been taken.

(4) Where any article seized under sub-section (1) are subject to speedy or natural decay, the Director-General or such other officer may dispose of the article in such manner as may be prescribed.

(5) In the case of articles other than the articles referred to in sub-section (4), provisions contained in clause (c) of sub-section (2) of section 38 shall *mutatis mutandis* apply in relation to analysis or tests.

25. *Grants by Central Government.*—The Central Government may, after due appropriation made by Parliament by law in this behalf, make to the Central Authority grants of such sums of money as that Government may think fit for being utilised for the purposes of this Act.

26. *Accounts and audit.*—(1) The Central Authority shall maintain proper accounts and other relevant records and prepare an annual statement of accounts in such form and manner as may be prescribed in consultation with the Comptroller and Auditor-General of India.

(2) The accounts of the Central Authority shall be audited by the Comptroller and Auditor-General of India at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Central Authority to the Comptroller and Auditor-General of India.

(3) The Comptroller and Auditor-General of India or any other person appointed by him in connection with the audit of the accounts of the Central Authority shall have the same rights, privileges and authority in connection with such audit as the Comptroller and Auditor-General of India generally has, in connection with the audit of the Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect any of the offices of the Central Authority.







- (ii) who alleges unfair trade practice in respect of such goods or service ;
- (b) any recognised consumer association, whether the consumer to whom such goods are sold or delivered or agreed to be sold or delivered or such service is provided or agreed to be provided, or who alleges unfair trade practice in respect of such goods or service, is a member of such association or not ;
- (c) one or more consumers, where there are numerous consumers having the same interest, with the permission of the District Commission, on behalf of, or for the benefit of, all consumers so interested ; or
- (d) the Central Government, the Central Authority or the State Government, as the case may be :

Provided that the complaint under this sub-section may be filed electronically in such manner as may be prescribed.

*Explanation.*—For the purposes of this sub-section, òrecognised consumer associationö means any voluntary consumer association registered under any law for the time being in force.

(2) Every complaint filed under sub-section (1) shall be accompanied with such fee and payable in such manner, including electronic form, as may be prescribed.

36. *Proceedings before District Commission.*—(1) Every proceeding before the District Commission shall be conducted by the President of that Commission and atleast one member thereof, sitting together :

Provided that where a member, for any reason, is unable to conduct a proceeding till it is completed, the President and the other member shall continue the proceeding from the stage at which it was last heard by the previous member.

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(2) On receipt of a complaint made under section 35, the District Commission may, by order, admit the complaint for being proceeded with or reject the same :

Provided that a complaint shall not be rejected under this section unless an opportunity of being heard has been given to the complainant :

Provided further that the admissibility of the complaint shall ordinarily be decided within twenty-one days from the date on which the complaint was filed.

(3) Where the District Commission does not decide the issue of admissibility of the complaint within the period so specified, it shall be deemed to have been admitted.

37. *Reference to mediation.*—(1) At the first hearing of the complaint after its admission, or at any later stage, if it appears to the District Commission that there exists elements of a settlement which may be acceptable to the parties, except in such cases as may be prescribed, it may direct the parties to give in writing, within five days, consent to have their dispute settled by mediation in accordance with the provisions of Chapter V.

(2) Where the parties agree for settlement by mediation and give their consent in writing, the District Commission shall, within five days of receipt of such consent, refer the matter for mediation, and in such case, the provisions of Chapter V, relating to mediation, shall apply.

38. *Procedure on admission of complaint.*—(1) The District Commission shall, on admission of a complaint, or in respect of cases referred for mediation on failure of settlement by mediation, proceed with such complaint.

(2) Where the complaint relates to any goods, the District Commission shall,ô

- (a) refer a copy of the admitted complaint, within twenty-one days from the date of its admission to the opposite party mentioned in the complaint directing him to give his version of the case within a period of thirty days or such extended period not exceeding fifteen days as may be granted by it ;
- (b) if the opposite party on receipt of a complaint referred to him under clause (a) denies or disputes the allegations contained in the complaint, or omits or fails to take any



action to represent his case within the time given by the District Commission, proceed to settle the consumer dispute in the manner specified in clauses (c) to (g) ;

- (c) if the complaint alleges a defect in the goods which cannot be determined without proper analysis or test of the goods, obtain a sample of the goods from the complainant, seal it and authenticate it in the manner as may be prescribed and refer the sample so sealed to the appropriate laboratory along with a direction that such laboratory to make an analysis or test, whichever may be necessary, with a view to finding out whether such goods suffer from any defect alleged in the complaint or from any other defect and to report its findings thereon to the District Commission within a period of forty-five days of the receipt of the reference or within such extended period as may be granted by it ;
- (d) before any sample of the goods is referred to any appropriate laboratory under clause (c), require the complainant to deposit to the credit of the Commission such fees as may be specified, for payment to the appropriate laboratory for carrying out the necessary analysis or test in relation to the goods in question ;
- (e) remit the amount deposited to its credit under clause (d) to the appropriate laboratory to enable it to carry out the analysis or test mentioned in clause (c) and on receipt of the report from the appropriate laboratory, it shall forward a copy of the report along with such remarks as it may feel appropriate to the opposite party ;
- (f) if any of the parties disputes the correctness of the findings of the appropriate laboratory, or disputes the correctness of the methods of analysis or test adopted by the appropriate laboratory, require the opposite party or the complainant to submit in writing his objections with regard to the report made by the appropriate laboratory ;
- (g) give a reasonable opportunity to the complainant as well as the opposite party of being heard as to the correctness or



(a) the summoning and enforcing the attendance of any defendant or witness and examining the witness on oath ;

- (b) requiring the discovery and production of any document or other material object as evidence ;
- (c) receiving of evidence on affidavits ;
- (d) the requisitioning of the report of the concerned analysis or test from the appropriate laboratory or from any other relevant source ;
- (e) issuing of commissions for the examination of any witness, or document ; and
- (f) any other matter which may be prescribed by the Central Government.

(10) Every proceeding before the District Commission shall be deemed to be a judicial proceeding within the meaning of sections 193 and 228 (45 of 1860) of the Indian Penal Code, and the District Commission shall be deemed to be a criminal court for the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973 (2 of 1974).

(11) Where the complainant is a consumer referred to in sub-clause (v) of clause (5) of section 2, the provisions of Order I Rule 8 of the First Schedule to the Code of Civil Procedure, 1908 (5 of 1908) shall apply subject to the modification that every reference therein to a suit or decree shall be construed as a reference to a complaint or the order of the District Commission thereon.

(12) In the event of death of a complainant who is a consumer or of the opposite party against whom the complaint has been filed, the provisions of Order XXII of the First Schedule to the Code of Civil Procedure, 1908 (5 of 1908) shall apply subject to the modification that every reference therein to the plaintiff and the defendant shall be construed as reference to a complainant or the opposite party, as the case may be.

39. *Findings of District Commission.*—(1) Where the District Commission is satisfied that the goods complained against suffer from any of the defects specified in the complaint or that any of the allegations contained in the complaint about the services or any unfair trade practices, or claims for compensation under product liability are proved,

Provided that the minimum amount of sum so payable shall not be less than twenty-five per cent of the value of such

defective goods sold or service provided, as the case may be, to such consumers ;

(l) to issue corrective advertisement to neutralise the effect of misleading advertisement at the cost of the opposite party responsible for issuing such misleading advertisement ;

(m) to provide for adequate costs to parties ; and

(n) to cease and desist from issuing any misleading advertisement.

(2) Any amount obtained under sub-section (1) shall be credited to such fund and utilised in such manner as may be prescribed.

(3) In any proceeding conducted by the President and a member and if they differ on any point or points, they shall state the point or points on which they differ and refer the same to another member for hearing on such point or points and the opinion of the majority shall be the order of the District Commission :

Provided that the other member shall give his opinion on such point or points referred to him within a period of one month from the date of such reference.

(4) Every order made by the District Commission under sub-section (1) shall be signed by the President and the member who conducted the proceeding :

Provided that where the order is made as per majority opinion under sub-section (3), such order shall also be signed by the other member.

40. *Review by District Commission in certain cases.*—The District Commission shall have the power to review any of the order passed by it if there is an error apparent on the face of the record, either of its own motion or on an application made by any of the parties within thirty days of such order.

41. *Appeal against order of District Commission.*—Any person aggrieved by an order made by the District Commission may prefer an appeal against such order to the State Commission on the grounds of

Provided that the State Commission may entertain an appeal after the expiry of the said period of forty-five days, if it is satisfied that there was sufficient cause for not filing it within that period :

Provided further that no appeal by a person, who is required to pay any amount in terms of an order of the District Commission, shall be entertained by the State Commission unless the appellant has deposited fifty per cent of that amount in the manner as may be prescribed :

Provided also that no appeal shall lie from any order passed under sub-section (1) of section 81 by the District Commission pursuant to a settlement by mediation under section 80.

42. *Establishment of State Consumer Disputes Redressal Commission.*—(1) The State Government shall, by notification, establish a State Consumer Disputes Redressal Commission, to be known as the State Commission, in the State.

(2) The State Commission shall ordinarily function at the State capital and perform its functions at such other places as the State Government may in consultation with the State Commission notify in the Official Gazette :

Provided that the State Government may, by notification, establish regional benches of the State Commission, at such places, as it deems fit.

(3) Each State Commission shall consist ofô

- (a) a President ; and
- (b) not less than four or not more than such number of members as may be prescribed in consultation with the Central Government.

43. *Qualifications, etc., of President and members of State Commission.*—The Central Government may, by notification, make rules to provide for the qualification for appointment, method of

recruitment, procedure of appointment, term of office, resignation and removal of the President and members of the State Commission.

44. *Salaries, allowances and other terms and conditions of service of President and members of State Commission.*—The State Government may, by notification, make rules to provide for salaries and allowances and other terms and conditions of service of the President and members of the State Commission.

45. *Transitional provision.*—Any person appointed as President or, as the case may be, a member of the State Commission immediately before the commencement of this Act shall hold office as such, as President or member, as the case may be, till the completion of his term.

46. *Officers and employees of State Commission.*—(1) The State Government shall determine the nature and categories of the officers and other employees required to assist the State Commission in the discharge of its functions and provide the Commission with such officers and other employees as it may think fit.

(2) The officers and other employees of the State Commission shall discharge their functions under the general superintendence of the President.

(3) The salaries and allowances payable to and the other terms and conditions of service of, the officers and other employees of the State Commission shall be such as may be prescribed.

47. *Jurisdiction of State Commission.*—(1) Subject to the other provisions of this Act, the State Commission shall have jurisdictionô

(a) to entertainô

(i) complaints where the value of the goods or services paid as consideration, exceeds rupees one crore, but does not exceed rupees ten crore :

Provided that where the Central Government deems it necessary so to do, it may prescribe such other value, as it deems fit ;



(ii) complaints against unfair contracts, where the value of goods or services paid as consideration does not exceed ten crore rupees ;

(iii) appeals against the orders of any District Commission within the State ; and

(b) to call for the records and pass appropriate orders in any consumer dispute which is pending before or has been decided by any District Commission within the State, where it appears to the State Commission that such District Commission has exercised a jurisdiction not vested in it by law, or has failed to exercise a jurisdiction so vested or has acted in exercise of its jurisdiction illegally or with material irregularity.

(2) The jurisdiction, powers and authority of the State Commission may be exercised by Benches thereof, and a Bench may be constituted by the President with one or more members as the President may deem fit :

Provided that the senior-most member shall preside over the Bench.

(3) Where the members of a Bench differ in opinion on any point, the points shall be decided according to the opinion of the majority, if there is a majority, but if the members are equally divided, they shall state the point or points on which they differ, and make a reference to the President who shall either hear the point or points himself or refer the case for hearing on such point or points by one or more of the other members and such point or points shall be decided according to the opinion of the majority of the members who have heard the case, including those who first heard it :

Provided that the President or the other members, as the case may be, shall give opinion on the point or points so referred within a period of one month from the date of such reference.

(4) A complaint shall be instituted in a State Commission within the limits of whose jurisdiction,ô

(a) the opposite party or each of the opposite parties, where there are more than one, at the time of the institution of the

complaint, ordinarily resides or carries on business or has a branch office or personally works for gain ; or

- (b) any of the opposite parties, where there are more than one, at the time of the institution of the complaint, actually and voluntarily resides, or carries on business or has a branch office or personally works for gain, provided in such case, the permission of the State Commission is given ; or
- (c) the cause of action, wholly or in part, arises ; or
- (d) the complainant resides or personally works for gain.

48. *Transfer of cases.*—On the application of the complainant or of its own motion, the State Commission may, at any stage of the proceeding, transfer any complaint pending before a District Commission to another District Commission within the State if the interest of justice so requires.

49. *Procedure applicable to State Commission.*—(1) The provisions relating to complaints under sections 35, 36, 37, 38 and 39 shall, with such modifications as may be necessary, be applicable to the disposal of complaints by the State Commission.

(2) Without prejudice to the provisions of sub-section (1), the State Commission may also declare any terms of contract, which is unfair to any consumer, to be null and void.

50. *Review by State Commission in certain cases.*—The State Commission shall have the power to review any of the order passed by it if there is an error apparent on the face of the record, either of its own motion or on an application made by any of the parties within thirty days of such order.

51. *Appeal to National Commission.*—(1) Any person aggrieved by an order made by the State Commission in exercise of its powers conferred by sub-clause (i) or (ii) of clause (a) of sub-section (1) of section 47 may prefer an appeal against such order to the National Commission within a period of thirty days from the date of the order in such form and manner as may be prescribed :

Provided that the National Commission shall not entertain the appeal after the expiry of the said period of thirty days unless it is satisfied that there was sufficient cause for not filing it within that period :

Provided further that no appeal by a person, who is required to pay any amount in terms of an order of the State Commission, shall be entertained by the National Commission unless the appellant has deposited fifty per cent of that amount in the manner as may be prescribed.

(2) Save as otherwise expressly provided under this Act or by any other law for the time being in force, an appeal shall lie to the National Commission from any order passed in appeal by any State Commission, if the National Commission is satisfied that the case involves a substantial question of law.

(3) In an appeal involving a question of law, the memorandum of appeal shall precisely state the substantial question of law involved in the appeal.

(4) Where the National Commission is satisfied that a substantial question of law is involved in any case, it shall formulate that question and hear the appeal on that question :

Provided that nothing in this sub-section shall be deemed to take away or abridge the power of the National Commission to hear, for reasons to be recorded in writing, the appeal on any other substantial question of law, if it is satisfied that the case involves such question of law.

(5) An appeal may lie to the National Commission under this section from an order passed *ex parte* by the State Commission.

52. *Hearing of appeal.*—An appeal filed before the State Commission or the National Commission, as the case may be, shall be heard as expeditiously as possible and every endeavour shall be made to dispose of the appeal within a period of ninety days from the date of its admission :

Provided that no adjournment shall ordinarily be granted by the State Commission or the National Commission, as the case may be, unless sufficient cause is shown and the reasons for grant of adjournment have been recorded in writing by such Commission :

Provided further that the State Commission or the National Commission, as the case may be, shall make such orders as to the

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costs occasioned by the adjournment, as may be specified by regulations :

Provided also that in the event of an appeal being disposed of after the period so specified, the State Commission or the National Commission, as the case may be, shall record in writing the reasons for the same at the time of disposing of the said appeal.

53. *Establishment of National Consumer Disputes Redressal Commission.*—(1) The Central Government shall, by notification, establish a National Consumer Disputes Redressal Commission, to be known as the National Commission.

(2) The National Commission shall ordinarily function at the National Capital Region and perform its functions at such other places as the Central Government may in consultation with the National Commission notify in the Official Gazette :

Provided that the Central Government may, by notification, establish regional Benches of the National Commission, at such places, as it deems fit.

54. *Composition of National Commission.*—The National Commission shall consist ofô

- (a) a President ; and
- (b) not less than four and not more than such number of members as may be prescribed.

55. *Qualifications, etc., of President and members of National Commission.*—(1) The Central Government may, by notification, make rules to provide for qualifications, appointment, term of office, salaries and allowances, resignation, removal and other terms and conditions of service of the President and members of the National Commission :

Provided that the President and members of the National Commission shall hold office for such term as specified in the rules made by the Central Government but not exceeding five years from



- (2) The jurisdiction, powers and authority of the National Commission may be exercised by Benches thereof and a Bench may be constituted by the President with one or more members as he may deem fit :

(3) Where the members of a Bench differ in opinion on any point, the points shall be decided according to the opinion of the majority, if there is a majority, but if the members are equally divided, they shall state the point or points on which they differ, and make a reference to the President who shall either hear the point or points himself or refer the case for hearing on such point or points by one or more of the other members and such point or points shall be decided according to the opinion of the majority of the members who have heard the case, including those who first heard it :

Provided that the President or the other member, as the case may be, shall give opinion on the point or points so referred within a period of two months from the date of such reference.



only of the existence of any vacancy amongst its members or any defect in the constitution thereof.

65. *Service of notice, etc.*—(1) All notices, required by this Act to be served, shall be served by delivering or transmitting a copy thereof by registered post acknowledgment due addressed to opposite party against whom complaint is made or to the complainant by speed post or by such courier service, approved by the District Commission, the State Commission or the National Commission, as the case may be, or by any other mode of transmission of documents including electronic means.

(2) Without prejudice to the provisions contained in sub-section (1), the notice required by this Act may be served on an electronic service provider at the address provided by it on the electronic platform from where it provides its services as such and for this purpose, the electronic service provider shall designate a nodal officer to accept and process such notices.

(3) When an acknowledgment or any other receipt purporting to be signed by the opposite party or his agent or, as the case may be, by the complainant is received by the District Commission, the State Commission or the National Commission, as the case may be, or postal article containing the notice is received back by such District Commission, State Commission or the National Commission, with an endorsement purporting to have been made by a postal employee or by any person authorised by the courier service to the effect that the opposite party or his agent or complainant had refused to take delivery of the postal article containing the notice or had refused to accept the notice by any other means specified in sub-section (1) when tendered or transmitted to him, the District Commission or the State Commission or the National Commission, as the case may be, shall declare that the notice has been duly served on the opposite party or to the complainant, as the case may be :

Provided that where the notice was properly addressed, pre-paid and duly sent by registered post acknowledgment due, a declaration referred to in this sub-section shall be made notwithstanding the fact that the acknowledgment has been lost or misplaced, or for any other reason, has not been received by the District Commission, the State Commission or the National Commission, as the case may be, within thirty days from the date of issue of notice.



(4) All notices required to be served on an opposite party or to complainant, as the case may be, shall be deemed to be sufficiently served, if addressed in the case of the opposite party, to the place where business or profession is carried on, and in case of the complainant, the place where such person actually and voluntarily resides.

66. *Experts to assist National Commission or State Commission.*—Where the National Commission or the State Commission, as the case may be, on an application by a complainant or otherwise, is of the opinion that it involves the larger interest of consumers, it may direct any individual or organisation or expert to assist the National Commission or the State Commission, as the case may be.

67. *Appeal against order of National Commission.*—Any person, aggrieved by an order made by the National Commission in exercise of its powers conferred by sub-clause (i) or (ii) of clause (a) of sub-section (1) of section 58, may prefer an appeal against such order to the Supreme Court within a period of thirty days from the date of the order :

Provided that the Supreme Court may entertain an appeal after the expiry of the said period of thirty days if it is satisfied that there was sufficient cause for not filing it within that period :

Provided further that no appeal by a person who is required to pay any amount in terms of an order of the National Commission shall be entertained by the Supreme Court unless that person has deposited fifty per cent of that amount in the manner as may be prescribed.

68. *Finality of orders.*—Every order of a District Commission or the State Commission or the National Commission, as the case may be, shall, if no appeal has been preferred against such order under the provisions of this Act, be final.

69. *Limitation period.*—(1) The District Commission, the State Commission or the National Commission shall not admit a complaint unless it is filed within two years from the date on which the cause of action has arisen.

70. *Administrative control.*—(1) The National Commission shall have the authority to lay down such adequate standards in consultation with the Central Government from time to time, for better protection of the interests of consumers and for that purpose, shall have administrative control over all the State Commissions in the following matters, namely :ô

- (2) There shall be a monitoring cell to be constituted by the President of the National Commission to oversee the functioning of the State Commissions from the administrative point of view.

(5) The State Commission shall furnish, periodically or as and when required to the State Government any information including pendency of cases in such form and manner as may be prescribed.

72. *Penalty for non-compliance of order.*—(1) Whoever fails to comply with any order made by the District Commission or the State Commission or the National Commission, as the case may be, shall be punishable with imprisonment for a term which shall not be less than one month, but which may extend to three years, or with fine, which shall not be less than twenty-five thousand rupees, but which may extend to one lakh rupees, or with both.

(2) Notwithstanding anything contained in the Code of Criminal Procedure, 1973 (2 of 1974), the District Commission, the State Commission or the National Commission, as the case may be, shall have the power of a Judicial Magistrate of First Class for the trial of offences under sub-section (1), and on conferment of such powers, the District Commission or the State Commission or the National Commission, as the case may be, shall be deemed to be a Judicial Magistrate of First Class for the purposes of the Code of Criminal Procedure, 1973.

- (a) the order made by the District Commission to the State Commission ;
- (b) the order made by the State Commission to the National Commission ; and
- (c) the order made by the National Commission to the Supreme Court.

(3) Every appeal under this section shall be preferred within a period of thirty days from the date of order of a District Commission or a State Commission or the National Commission, as the case may be :

## Mediation

(2) The Central Government shall establish, by notification, a consumer mediation cell to be attached to the National Commission and each of the Regional Benches.

76. *Nomination of mediators from the panel.*—The District Commission, the State Commission or the National Commission shall, while nominating any person from the panel of mediators referred to in section 75, consider his suitability for resolving the consumer dispute involved.



811. *Recording settlement and passing of order.*—(1) The District Commission or the State Commission or the National Commission, as the case may be, shall, within seven days of the receipt of the settlement report, pass suitable order recording such settlement of consumer dispute and dispose of the matter accordingly.

(2) Where the consumer dispute is settled only in part, the District Commission or the State Commission or the National Commission, as the case may be, shall record settlement of the issues which have been so settled and continue to hear other issues involved in such consumer dispute.

(3) Where the consumer dispute could not be settled by mediation, the District Commission or the State Commission or the National Commission, as the case may be, shall continue to hear all the issues involved in such consumer dispute.

## Product Liability

82. *Application of Chapter.*—This Chapter shall apply to every claim for compensation under a product liability action by a complainant for any harm caused by a defective product manufactured by a product manufacturer or serviced by a product service provider or sold by a product seller.

83. *Product liability action.*—A product liability action may be brought by a complainant against a product manufacturer or a product service provider or a product seller, as the case may be, for any harm caused to him on account of a defective product.





- (b) he has altered or modified the product and such alteration or modification was the substantial factor in causing the harm ; or
- (c) he has made an express warranty of a product independent of any express warranty made by a manufacturer and such product failed to conform to the express warranty made by the product seller which caused the harm ; or
- (d) the product has been sold by him and the identity of product manufacturer of such product is not known, or if known, the service of notice or process or warrant cannot be effected on him or he is not subject to the law which is in force in India or the order, if any, passed or to be passed cannot be enforced against him ; or
- (e) he failed to exercise reasonable care in assembling, inspecting or maintaining such product or he did not pass on the warnings or instructions of the product manufacturer regarding the dangers involved or proper usage of the product while selling such product and such failure was the proximate cause of the harm.

87. *Exceptions to product liability action.*—(1) A product liability action cannot be brought against the product seller if, at the time of harm, the product was misused, altered, or modified.

(2) In any product liability action based on the failure to provide adequate warnings or instructions, the product manufacturer shall not be liable, ifô

- (a) the product was purchased by an employer for use at the workplace and the product manufacturer had provided warnings or instructions to such employer ;
- (b) the product was sold as a component or material to be used in another product and necessary warnings or instructions were given by the product manufacturer to the purchaser of such component or material, but the harm was caused to the complainant by use of the end product in which such component or material was used ;











101. *Power of Central Government to make rules.*—(1) The Central Government may, by notification, make rules for carrying out any of the provisions contained in this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for,ô

- (a) the other class or classes of persons including public utility entities under clause (19) of section 2 ;
- (b) the contest, lottery, game of chance or skill which are to be exempted under item (b) of sub-clause (iii) of clause (47) of section 2 ;
- (c) the manner of issuing bill or cash memo or receipt for goods sold or services rendered under sub-clause (vii) of clause (47) of section 2 ;
- (d) the number of other official or non-official members of the Central Council under clause (b) of sub-section (2) of section 3 ;
- (e) the time and place of meeting of Central Council and the procedure for the transaction of its business under sub-section (2) of section 4 ;
- (f) the number of Commissioners in the Central Authority under sub-section (2) of section 10 ;
- (g) the qualifications for appointment, method of recruitment, procedure of appointment, term of office, salaries and allowances, resignation, removal and other terms and conditions of service of the Chief Commissioner and other Commissioners of the Central Authority under section 11 ;
- (h) the salaries and allowances payable to, and the other terms and conditions of service of, the officers and other employees of the Central Authority under sub-section (2) of section 13 ;
- (i) the qualifications for appointment of Director General, Additional Director General, Director, Joint Director,

Deputy Director and Assistant Director and the manner of appointment under sub-section (2) of section 15 ;

- (j) the manner of taking copies or extracts of document, record or article seized or produced before returning to the person under sub-section (3) of section 22 ;
- (k) the officer and the manner of disposing of articles which are subject to speedy or natural decay under sub-section (4) of section 22 ;
- (l) the form and manner for preparing annual statement of accounts by the Central Authority in consultation with the Comptroller and Auditor General of India under sub-section (1) of section 26 ;
- (m) the form in which, and the time within which, an annual report, other reports and returns may be prepared by the Central Authority under sub-section (1) of section 27 ;
- (n) the qualifications for appointment, method of recruitment, procedure for appointment, term of office, resignation and removal of President and members of the District Commission under section 29 ;
- (o) the other value of goods and services in respect of which the District Commission shall have jurisdiction to entertain complaints under proviso to sub-section (1) of section 34 ;
- (p) the manner of electronically filing complaint under the proviso to sub-section (1) of section 35 ;
- (q) the fee, electronic form and the manner of payment of fee for filing complaint under sub-section (2) of section 35 ;
- (r) the cases which may not be referred for settlement by mediation under sub-section (1) of section 37 ;
- (s) the manner of authentication of goods sampled in case of the National Commission under clause (c) of sub-section (2) of section 38 ;
- (t) any other matter which may be prescribed under clause (f) of sub-section (9) of section 38 ;



- (u) the fund where the amount obtained may be credited and the manner of utilisation of such amount under sub-section (2) of section 39 ;
- (v) the form and the manner in which appeal may be preferred to the State Commission under section 41 ;
- (w) the qualifications for appointment, method of recruitment, procedure for appointment, term of office, resignation and removal of the President and members of the State Commission under section 43 ;
- (x) the other value of goods and services in respect of which the State Commission shall have jurisdiction under the proviso to sub-clause (i) of clause (a) of sub-section (1) of section 47 ;
- (y) the form and manner of filing appeal to the National Commission, and the manner of depositing fifty per cent of the amount before filing appeal, under sub-section (1) of section 51 ;
- (z) the number of members of the National Commission under clause (b) of section 54 ;
- (za) the qualifications, appointment, term of office, salaries and allowances, resignation, removal and other terms and conditions of service of the President and members of the National Commission under sub-section (1) of section 55 ;
- (zb) the salaries and allowances payable to, and other terms and conditions of service of, the officers and other employees of the National Commission under sub-section (3) of section 57 ;
- (zc) the other value of goods and services in respect of which the National Commission shall have jurisdiction under the proviso to sub-clause (i) of clause (a) of sub-section (1) of section 58 ;
- (zd) the manner of depositing fifty per cent of the amount under the second proviso to section 67 ;
- (ze) the form in which the National Commission and the State Commission shall furnish information to the Central Government under sub-section (4) of section 70 ;

- (zf) the persons in the consumer mediation cell under sub-section (3) of section 74 ;
- (zg) the measures to be taken by the Central Government to prevent unfair trade practices in e-commerce, direct selling under section 94 ;
- (zh) the amount for compounding offences under sub-section (1) of section 96 ;
- (zi) the fund to which the penalty and amount collected shall be credited under section 97 ; and
- (zj) any other matter which is to be, or may be, prescribed, or in respect of which provisions are to be, or may be, made by rules.

102. *Power of State Government to make rules.*—(1) The State Governments may, by notification, make rules for carrying out the provisions of this Act :

Provided that the Central Government may, frame model rules in respect of all or any of the matters with respect to which the State Government may make rules under this section, and where any such model rules have been framed in respect of any such matter, they shall apply to the State until the rules in respect of that matter is made by the State Government and while making any such rules, so far as is practicable, they shall conform to such model rules.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely :ô

- (a) the other class or classes of persons including public utility entities under clause (19) of section 2 ;
- (b) the contest, lottery, game of chance or skill which are to be exempted under item (b) of sub-clause (iii) of clause (47) of section 2 ;
- (c) the number of other official or non-official members of the State Council under clause (b) of sub-section (2) of section 6 ;



- (o) the form in which the State Commission shall furnish information to the State Government under sub-section (5) of section 70 ;
- (p) the persons in the consumer mediation cell under sub-section (3) of section 74 ;
- (q) any other matter which is to be, or may be prescribed, or in respect of which provisions are to be, or may be, made by rules.

103. *Power of National Commission to make regulations.—*

(1) The National Commission may, with the previous approval of the Central Government, by notification, make regulations not inconsistent with this Act to provide for all matters for which provision is necessary or expedient for the purpose of giving effect to the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such regulations may make provisions forô

- (a) the costs for adjournment to be imposed by the District Commission under the second proviso to sub-section (7) of section 38 ;
- (b) the costs for adjournment to be imposed by the State Commission or the National Commission, as the case may be, under the second proviso to section 52 ;
- (c) the maintenance of any other information by the consumer mediation cell under sub-section (4) of section 74 ;
- (d) the manner of submission of quarterly report by consumer mediation cell to the District Commission, the State Commission or the National Commission under sub-section (5) of section 74 ;
- (e) the qualifications and experience required for empanelment as mediator, the procedure for empanelment, the manner of training empanelled mediators, the fee payable to empanelled mediator, the terms and conditions for empanelment, the code of conduct for empanelled

mediators, the grounds on which, and the manner in which, empanelled mediators shall be removed or empanelment shall be cancelled and the other matters relating thereto under sub-section (2) of section 75 ;

- (f) the conditions for re-empanelment of mediators for another term under sub-section (3) of section 75 ;
- (g) the other facts to be disclosed by mediators under clause (c) of section 77 ;
- (h) the time within which, and the manner in which, mediation may be conducted under sub-section (3) of section 79 ; and
- (i) such other matter for which provision is to be, or may be, made by regulation.

104. *Power of Central Authority to make regulations.*—(1) The Central Authority may, with the previous approval of the Central Government, by notification, make regulations not inconsistent with this Act, for the purpose of giving effect to the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters, namely :ô

- (a) the procedure for engaging experts and professionals and the number of such experts and professionals under sub-section (3) of section 13 ;
- (b) the procedure for transaction of business and the allocation of business of the Chief Commissioner and Commissioner under sub-section (1) of section 14 ;
- (c) the form, manner and time within which, inquiries or investigation made by the Director General shall be submitted to the Central Authority under sub-section (5) of section 15 ; and
- (d) such other matter for which provision is to be, or may be, made by regulation.

105. *Rules and regulations to be laid before each House of Parliament.*—(1) Every rule and every regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation or both Houses agree that the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be ; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

(2) Every rule made by a State Government under this Act shall be laid as soon as may be after it is made, before the State Legislature.

106. *Power to remove difficulties.*—If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as appear to it to be necessary or expedient for removing the difficulty :

Provided that no such order shall be made after the expiry of a period of two years from the commencement of this Act.

107. *Repeal and savings.*—(1) The Consumer Protection Act, 1986 (68 of 1986) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken or purported to have been done or taken under the Act hereby repealed shall, in so far as it is not inconsistent with the provisions of this Act, be deemed to have been done or taken under the corresponding provisions of this Act.

(3) The mention of particular matters in sub-section (2) shall not be held to prejudice or affect the general application of section 6 of the General Clauses Act, 1897 (10 of 1897) with regard to the effect of repeal.